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HOUSE BILL 1064

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State of Washington

63rd Legislature

2013 Regular Session

By Representative Goodman; by request of Statute Law Committee

Prefiled 01/11/13. Read first time 01/14/13. Referred to Committee on Judiciary.

1 AN ACT Relating to technical changes to form year designations; and  
2 amending RCW 6.21.040, 6.23.030, 6.27.100, 6.27.105, 6.27.265,  
3 6.27.340, 6.27.370, 9.96.020, 10.14.085, 10.37.040, 11.28.090,  
4 11.28.140, 11.68.110, 11.88.127, 11.88.140, 11.96A.250, 11.98.005,  
5 12.04.020, 12.04.030, 12.04.100, 12.04.201, 12.04.203, 12.04.204,  
6 12.04.205, 12.04.206, 12.04.207, 12.40.110, 17.28.090, 18.44.251,  
7 19.120.040, 26.04.090, 26.18.100, 26.50.085, 35.22.110, 35.58.090,  
8 35A.08.120, 36.24.110, 36.60.020, 36.68.470, 41.50.590, 43.20B.040,  
9 58.09.080, 59.18.257, 59.18.575, 60.08.020, 61.12.020, 61.24.045,  
10 62A.3-522, 62A.3-540, 64.04.030, 64.04.040, 64.04.050, 64.08.060,  
11 64.08.070, 65.12.035, 65.12.125, 65.12.230, 65.12.235, 65.12.255,  
12 65.12.270, 67.38.030, 84.40.320, 84.52.080, 85.28.060, 88.32.070,  
13 88.32.140, and 91.08.380.

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

15 **Sec. 1.** RCW 6.21.040 and 1987 c 442 s 604 are each amended to read  
16 as follows:

17 The notice of sale shall be printed or typed and shall be in  
18 substantially the following form, except that if the sale is not  
19 pursuant to a judgment of foreclosure of a mortgage or a statutory

1 lien, the notice shall also contain a statement that the sheriff has  
2 been informed that there is not sufficient personal property to satisfy  
3 the judgment and that if the judgment debtor or debtors do have  
4 sufficient personal property to satisfy the judgment, the judgment  
5 debtor or debtors should contact the sheriff's office immediately:

6 IN THE SUPERIOR COURT OF THE STATE OF  
7 WASHINGTON FOR .... COUNTY

8 Plaintiff, } CAUSE NO.  
9 vs. } SHERIFF'S NOTICE TO  
10 Defendant. } JUDGMENT DEBTOR OF  
SALE OF REAL PROPERTY

11 TO: [Judgment Debtor]  
12 The Superior Court of ..... County has directed the  
13 undersigned Sheriff of ..... County to sell the property  
14 described below to satisfy a judgment in the above-entitled  
15 action. The property to be sold is described on the reverse  
16 side of this notice. If developed, the property address  
17 is: .....

18 The sale of the above-described property is to take place:  
19 Time: .....  
20 Date: .....  
21 Place: .....

22 The judgment debtor can avoid the sale by paying the  
23 judgment amount of \$ . . . . , together with interest, costs,  
24 and fees, before the sale date. For the exact amount,  
25 contact the sheriff at the address stated below:

- 26 This property is subject to: (check one)
- 27  1. No redemption rights after sale.
  - 28  2. A redemption period of eight months which will  
29 expire at 4:30 p.m. on the .... day of ....., ((19--))  
30 (year)....
  - 31  3. A redemption period of one year which will  
32 expire at 4:30 p.m. on the .... day of ....., ((19--))  
33 (year)....

1 The judgment debtor or debtors or any of them may redeem  
2 the above described property at any time up to the end of  
3 the redemption period by paying the amount bid at the  
4 sheriff's sale plus additional costs, taxes, assessments,  
5 certain other amounts, fees, and interest. If you are  
6 interested in redeeming the property contact the  
7 undersigned sheriff at the address stated below to determine  
8 the exact amount necessary to redeem.

9 IMPORTANT NOTICE: IF THE JUDGMENT  
10 DEBTOR OR DEBTORS DO NOT REDEEM THE  
11 PROPERTY BY 4:30 p.m. ON THE . . . . DAY OF  
12 . . . . ., ((19--)) (year) . . . . , THE END OF THE  
13 REDEMPTION PERIOD, THE PURCHASER AT THE  
14 SHERIFF'S SALE WILL BECOME THE OWNER AND  
15 MAY EVICT THE OCCUPANT FROM THE PROPERTY  
16 UNLESS THE OCCUPANT IS A TENANT HOLDING  
17 UNDER AN UNEXPIRED LEASE. IF THE PROPERTY  
18 TO BE SOLD IS OCCUPIED AS A PRINCIPAL  
19 RESIDENCE BY THE JUDGMENT DEBTOR OR  
20 DEBTORS AT THE TIME OF SALE, HE, SHE, THEY,  
21 OR ANY OF THEM MAY HAVE THE RIGHT TO  
22 RETAIN POSSESSION DURING THE REDEMPTION  
23 PERIOD, IF ANY, WITHOUT PAYMENT OF ANY  
24 RENT OR OCCUPANCY FEE. THE JUDGMENT  
25 DEBTOR MAY ALSO HAVE A RIGHT TO RETAIN  
26 POSSESSION DURING ANY REDEMPTION PERIOD  
27 IF THE PROPERTY IS USED FOR FARMING OR IF  
28 THE PROPERTY IS BEING SOLD UNDER A  
29 MORTGAGE THAT SO PROVIDES.

30 . . . . . SHERIFF-DIRECTOR, . . . . . COUNTY,  
31 WASHINGTON.

32 By . . . . ., Deputy  
33 Address . . . . .  
34 City . . . . .  
35 Washington 9 . . . .  
36 Phone ( . . . ) . . . . .

1       **Sec. 2.** RCW 6.23.030 and 1987 c 442 s 703 are each amended to read  
2 as follows:

3       (1) If the property is subject to a homestead as provided in  
4 chapter 6.13 RCW, the purchaser, or the redemptioner if the property  
5 has been redeemed, shall send a notice, in the form prescribed in  
6 subsection (3) of this section, at least forty but not more than sixty  
7 days before the expiration of the judgment debtor's redemption period  
8 both by regular mail and by certified mail, return receipt requested,  
9 to the judgment debtor or debtors and to each of them separately, if  
10 there is more than one judgment debtor, at their last known address or  
11 addresses and to "occupant" at the property address. The party who  
12 sends the notice shall file a copy of the notice with an affidavit of  
13 mailing with the clerk of the court and deliver or mail a copy to the  
14 sheriff.

15       (2) Failure to comply with this section extends the judgment  
16 debtor's redemption period six months. If the redemption period is  
17 extended, no further notice need be sent. Time for redemption by  
18 redemptioners shall not be extended.

19       (3) The notice and affidavit of mailing required by subsection (1)  
20 of this section shall be in substantially the following form:

21                                   IN THE SUPERIOR COURT OF THE STATE OF  
22                                   WASHINGTON FOR .... COUNTY  
  
23                   Plaintiff,            }   CAUSE NO.  
24                    vs.                    }   NOTICE OF EXPIRATION  
25                   Defendant.            }   OF REDEMPTION PERIOD  
  
26                   TO: [Judgment Debtor]  
27                   THIS IS AN IMPORTANT NOTICE AFFECTING  
28                   YOUR RIGHT TO RETAIN YOUR PROPERTY.  
29                   NOTICE IS HEREBY GIVEN that the period for  
30                   redemption of the following described real property ("the  
31                   property") is expiring. The property is situated in the  
32                   County of . . . . ., State of Washington, to wit:

1 . . . . . [legal description] . . . . . and commonly known  
2 as . . . . ., which was sold by . . . . ., . . . . . County  
3 Sheriff, in . . . . ., . . . . . County, Washington on the . . . .  
4 day of . . . . ., ((19--)) (year) . . . . ., under and by virtue  
5 of a writ of execution and order of sale issued by the court  
6 in the above-entitled action.

7 THE REDEMPTION PERIOD FOR THE  
8 PROPERTY IS . . . . MONTHS. THE REDEMPTION  
9 PERIOD COMMENCED ON . . . . ., ((19--))  
10 (year) . . . . ., AND WILL EXPIRE AT 4:30 p.m. ON  
11 . . . . ., ((19--)) (year) . . . . .

12 If you intend to redeem the property described above  
13 you must give written notice of your intention to the . . . . .  
14 County Sheriff on or before . . . . ., ((19--)) (year) . . . . .

15 Following is an itemized account of the amount  
16 required to redeem the property to date:

Item	Amount
Purchase price paid at sale	\$
Interest from date of sale to date of this notice at . . . percent per annum	\$
Real estate taxes plus interest	\$
Assessments plus interest	\$
Liens or other costs paid by purchaser or purchaser's successor during redemption period plus interest	\$
Lien of redemptioner	\$
TOTAL REQUIRED TO REDEEM AS OF THE DATE OF THIS NOTICE	\$

1                   You may redeem the property by 4:30 p.m. on or  
2 before the . . . . day of . . . . ., ((19--)) (year) . . . ., by  
3 paying the amount set forth above and such other amounts  
4 as may be required by law. Payment must be in the full  
5 amount and in cash, certified check, or cashier's check.  
6 Because such other amounts as may be required by law to  
7 redeem may include presently unknown expenditures  
8 required to operate, preserve, protect, or insure the  
9 property, or the amount to comply with state or local laws,  
10 or the amounts of prior liens, with interest, held by the  
11 purchaser or a redemptioner, it will be necessary for you to  
12 contact the . . . . . County Sheriff at the address stated  
13 below prior to the time you tender the redemption amount  
14 so that you may be informed exactly how much you will  
15 have to pay to redeem the property.

16                   . . . . . SHERIFF-DIRECTOR, . . . . . COUNTY,  
17 WASHINGTON.

18                                   By . . . . ., Deputy  
19                                   Address . . . . .  
20                                   City . . . . .  
21   Washington 9 . . . .  
22                                   Phone ( . . . ) . . . . .

23                   IF YOU FAIL TO REDEEM THE PROPERTY BY  
24 4:30 p.m. ON OR BEFORE THE . . . . DAY OF . . . . .,  
25 ((19--)) (year) . . . ., THE DATE UPON WHICH THE  
26 REDEMPTION PERIOD WILL EXPIRE, THE  
27 PURCHASER OR THE PURCHASER'S SUCCESSOR  
28 WILL BE ENTITLED TO POSSESSION OF THE  
29 PROPERTY AND MAY BRING AN ACTION TO EVICT  
30 YOU FROM POSSESSION OF THE PROPERTY.

31                   DATED THIS . . . . DAY OF . . . . ., ((19--))  
32 (year) . . . .

33   [Purchaser]  
34   By  
35   [Purchaser's attorney]  
36   Attorneys for

1 STATE OF WASHINGTON }  
2 } ss.  
3 COUNTY OF }

4 The undersigned being first duly sworn on oath states:  
5 That on this day affiant deposited in the mails of the United  
6 States of America a properly stamped and addressed  
7 envelope directed to the judgment debtor at the address  
8 stated on the face of this document and to "occupant" at the  
9 property address, both by certified mail, return receipt  
10 requested, and by first-class mail, all of the mailings  
11 containing a copy of the document to which this affidavit is  
12 attached.

13 \_\_\_\_\_  
14 SIGNED AND SWORN TO BEFORE ME THIS ....  
15 DAY OF ....., ((19---)) (year)...., BY ..... (name  
16 of person making statement)  
17 .....  
18 Title .....  
19 My appointment expires  
20 ....., ((19---)) (year)....

21 **Sec. 3.** RCW 6.27.100 and 2012 c 159 s 3 are each amended to read  
22 as follows:

23 (1) A writ issued for a continuing lien on earnings shall be  
24 substantially in the form provided in RCW 6.27.105. All other writs of  
25 garnishment shall be substantially in the following form, but if the  
26 writ is issued under an order or judgment for child support, the  
27 following statement shall appear conspicuously in the caption: "This  
28 garnishment is based on a judgment or order for child support"; and if  
29 the writ is issued by an attorney, the writ shall be revised as  
30 indicated in subsection (2) of this section:

31 "IN THE ..... COURT  
32 OF THE STATE OF WASHINGTON IN AND FOR  
33 THE COUNTY OF .....  
34 .....  
35 Plaintiff, No. ....

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vs.

....., WRIT OF  
Defendant, GARNISHMENT  
.....,  
Garnishee

THE STATE OF WASHINGTON TO: .....  
Garnishee

AND TO: .....  
Defendant

The above-named plaintiff has applied for a writ of garnishment against you, claiming that the above-named defendant is indebted to plaintiff and that the amount to be held to satisfy that indebtedness is \$ . . . . ., consisting of:

Balance on Judgment or Amount of Claim	\$ . . . .
Interest under Judgment from . . . . to . . . .	\$ . . . .
Per Day Rate of Estimated Interest	\$ . . . .
	per day
Taxable Costs and Attorneys' Fees	\$ . . . .
Estimated Garnishment Costs:	
Filing and Ex Parte Fees	\$ . . . .
Service and Affidavit Fees	\$ . . . .
Postage and Costs of Certified Mail	\$ . . . .
Answer Fee or Fees	\$ . . . .
Garnishment Attorney Fee	\$ . . . .
Other	\$ . . . .

YOU ARE HEREBY COMMANDED, unless otherwise directed by the court, by the attorney of record for the plaintiff, or by this writ, not to pay any debt, whether earnings subject to this garnishment or any other debt, owed to the defendant at the time this writ was served and not to deliver, sell, or transfer, or recognize any sale or transfer of, any personal property or effects of the defendant in your possession or control at the time when this writ was served. Any such payment, delivery, sale, or transfer is void to the extent necessary to satisfy the plaintiff's claim and costs for this writ with interest.



1 YOU ARE FURTHER COMMANDED to answer this writ according to the  
2 instructions in this writ and in the answer forms and, within twenty  
3 days after the service of the writ upon you, to mail or deliver the  
4 original of such answer to the court, one copy to the plaintiff or the  
5 plaintiff's attorney, and one copy to the defendant, at the addresses  
6 listed at the bottom of this writ.

7 If you owe the defendant a debt payable in money in excess of the  
8 amount set forth in the first paragraph of this writ, hold only the  
9 amount set forth in the first paragraph and any processing fee if one  
10 is charged and release all additional funds or property to defendant.

11 IF YOU FAIL TO ANSWER THIS WRIT AS COMMANDED, A JUDGMENT MAY BE  
12 ENTERED AGAINST YOU FOR THE FULL AMOUNT OF THE PLAINTIFF'S CLAIM  
13 AGAINST THE DEFENDANT WITH ACCRUING INTEREST, ATTORNEY FEES, AND COSTS  
14 WHETHER OR NOT YOU OWE ANYTHING TO THE DEFENDANT. IF YOU PROPERLY  
15 ANSWER THIS WRIT, ANY JUDGMENT AGAINST YOU WILL NOT EXCEED THE AMOUNT  
16 OF ANY NONEXEMPT DEBT OR THE VALUE OF ANY NONEXEMPT PROPERTY OR EFFECTS  
17 IN YOUR POSSESSION OR CONTROL.

18 JUDGMENT MAY ALSO BE ENTERED AGAINST THE DEFENDANT FOR COSTS AND  
19 FEES INCURRED BY THE PLAINTIFF.

20 Witness, the Honorable . . . . ., Judge of the above-entitled  
21 Court, and the seal thereof, this . . . . day of . . . . .,  
22 ((~~20.~~)) (year) . . . .

23 [Seal]

24

25	.....	.....
26	Attorney for	Clerk of
27	Plaintiff (or	the Court
28	Plaintiff, if no	
29	attorney)	
30	.....	.....
31	Address	By
32	.....	.....
33	Name of Defendant	Address"
34	.....	
35	Address of Defendant	

1 (2) If an attorney issues the writ of garnishment, the final  
2 paragraph of the writ, containing the date, and the subscribed  
3 attorney and clerk provisions, shall be replaced with text in  
4 substantially the following form:

5 "This writ is issued by the undersigned attorney of record for  
6 plaintiff under the authority of chapter 6.27 of the Revised Code of  
7 Washington, and must be complied with in the same manner as a writ  
8 issued by the clerk of the court.

9 Dated this .....day of.....,((20.....))  
10 (year)....  
11 .....  
12 .....  
13 Attorney for Plaintiff  
14 .....  
15 Address Address of the Clerk of the  
16 Court"  
17 .....  
18 Name of Defendant  
19 .....  
20 Address of Defendant

21 **Sec. 4.** RCW 6.27.105 and 2012 c 159 s 4 are each amended to read  
22 as follows:

23 (1) A writ that is issued for a continuing lien on earnings shall  
24 be substantially in the following form, but if the writ is issued under  
25 an order or judgment for child support, the following statement shall  
26 appear conspicuously in the caption: "This garnishment is based on a  
27 judgment or order for child support;" and if the writ is issued by an  
28 attorney, the writ shall be revised as indicated in subsection (2) of  
29 this section:

30 "IN THE ..... COURT  
31 OF THE STATE OF WASHINGTON IN AND FOR  
32 THE COUNTY OF .....  
33 .....  
34 Plaintiff, No. ....  
35 vs.

1 ..... WRIT OF  
 2 Defendant GARNISHMENT FOR  
 3 CONTINUING LIEN ON  
 4 ..... EARNINGS  
 5 Garnishee

6 THE STATE OF WASHINGTON TO: .....  
 7 Garnishee

8 AND TO: .....  
 9 Defendant

10 The above-named plaintiff has applied for a writ of  
 11 garnishment against you, claiming that the above-named  
 12 defendant is indebted to plaintiff and that the amount to be  
 13 held to satisfy that indebtedness is \$ . . . . ., consisting of:

14	Balance on Judgment or Amount of Claim	\$ . . . .
15	Interest under Judgment from . . . . to . . . .	\$ . . . .
16	Per Day Rate of Estimated Interest	\$ . . . .
17		per day
18	Taxable Costs and Attorneys' Fees	\$ . . . .
19	Estimated Garnishment Costs:	
20	Filing and Ex Parte Fees	\$ . . . .
21	Service and Affidavit Fees	\$ . . . .
22	Postage and Costs of Certified Mail	\$ . . . .
23	Answer Fee or Fees	\$ . . . .
24	Garnishment Attorney Fee	\$ . . . .
25	Other	\$ . . . .

26 THIS IS A WRIT FOR A CONTINUING LIEN. THE GARNISHEE SHALL HOLD the  
 27 nonexempt portion of the defendant's earnings due at the time of  
 28 service of this writ and shall also hold the defendant's nonexempt  
 29 earnings that accrue through the last payroll period ending on or  
 30 before SIXTY days after the date of service of this writ. HOWEVER, IF  
 31 THE GARNISHEE IS PRESENTLY HOLDING THE NONEXEMPT PORTION OF THE  
 32 DEFENDANT'S EARNINGS UNDER A PREVIOUSLY SERVED WRIT FOR A CONTINUING  
 33 LIEN, THE GARNISHEE SHALL HOLD UNDER THIS WRIT only the defendant's  
 34 nonexempt earnings that accrue from the date the previously served writ  
 35 or writs terminate and through the last payroll period ending on or

1 before sixty days after the date of termination of the previous writ or  
2 writs. IN EITHER CASE, THE GARNISHEE SHALL STOP WITHHOLDING WHEN THE  
3 SUM WITHHELD EQUALS THE AMOUNT STATED IN THIS WRIT OF GARNISHMENT.

4 YOU ARE HEREBY COMMANDED, unless otherwise directed by the court,  
5 by the attorney of record for the plaintiff, or by this writ, not to  
6 pay any debt, whether earnings subject to this garnishment or any other  
7 debt, owed to the defendant at the time this writ was served and not to  
8 deliver, sell, or transfer, or recognize any sale or transfer of, any  
9 personal property or effects of the defendant in your possession or  
10 control at the time when this writ was served. Any such payment,  
11 delivery, sale, or transfer is void to the extent necessary to satisfy  
12 the plaintiff's claim and costs for this writ with interest.

13 YOU ARE FURTHER COMMANDED to answer this writ according to the  
14 instructions in this writ and in the answer forms and, within twenty  
15 days after the service of the writ upon you, to mail or deliver the  
16 original of such answer to the court, one copy to the plaintiff or the  
17 plaintiff's attorney, and one copy to the defendant, at the addresses  
18 listed at the bottom of this writ.

19 If, at the time this writ was served, you owed the defendant any  
20 earnings (that is, wages, salary, commission, bonus, tips, or other  
21 compensation for personal services or any periodic payments pursuant to  
22 a nongovernmental pension or retirement program), the defendant is  
23 entitled to receive amounts that are exempt from garnishment under  
24 federal and state law. You must pay the exempt amounts to the  
25 defendant on the day you would customarily pay the compensation or  
26 other periodic payment. As more fully explained in the answer, the  
27 basic exempt amount is the greater of seventy-five percent of  
28 disposable earnings or a minimum amount determined by reference to the  
29 employee's pay period, to be calculated as provided in the answer.  
30 However, if this writ carries a statement in the heading that "This  
31 garnishment is based on a judgment or order for child support," the  
32 basic exempt amount is fifty percent of disposable earnings.

33 YOU MAY DEDUCT A PROCESSING FEE FROM THE REMAINDER OF THE  
34 EMPLOYEE'S EARNINGS AFTER WITHHOLDING UNDER THIS WRIT. THE PROCESSING  
35 FEE MAY NOT EXCEED TWENTY DOLLARS FOR THE FIRST ANSWER AND TEN DOLLARS  
36 AT THE TIME YOU SUBMIT THE SECOND ANSWER.

37 If you owe the defendant a debt payable in money in excess of the

1 amount set forth in the first paragraph of this writ, hold only the  
2 amount set forth in the first paragraph and any processing fee if one  
3 is charged and release all additional funds or property to defendant.

4 IF YOU FAIL TO ANSWER THIS WRIT AS COMMANDED, A JUDGMENT MAY BE  
5 ENTERED AGAINST YOU FOR THE FULL AMOUNT OF THE PLAINTIFF'S CLAIM  
6 AGAINST THE DEFENDANT WITH ACCRUING INTEREST, ATTORNEY FEES, AND COSTS  
7 WHETHER OR NOT YOU OWE ANYTHING TO THE DEFENDANT. IF YOU PROPERLY  
8 ANSWER THIS WRIT, ANY JUDGMENT AGAINST YOU WILL NOT EXCEED THE AMOUNT  
9 OF ANY NONEXEMPT DEBT OR THE VALUE OF ANY NONEXEMPT PROPERTY OR EFFECTS  
10 IN YOUR POSSESSION OR CONTROL.

11 JUDGMENT MAY ALSO BE ENTERED AGAINST THE DEFENDANT FOR COSTS AND  
12 FEES INCURRED BY THE PLAINTIFF.

13 Witness, the Honorable . . . . ., Judge of the above-entitled  
14 Court, and the seal thereof, this . . . . day of . . . . .,  
15 ((20.)) (year) . . . .

16 [Seal]

17	.....	.....
18	Attorney for	Clerk of
19	Plaintiff (or	the Court
20	Plaintiff, if no	
21	attorney)	
22	.....	.....
23	Address	By
24	.....	.....
25	Name of Defendant	Address"
26	.....	
27	Address of Defendant	

28 (2) If an attorney issues the writ of garnishment, the final  
29 paragraph of the writ, containing the date, and the subscribed  
30 attorney and clerk provisions, shall be replaced with text in  
31 substantially the following form:

32 "This writ is issued by the undersigned attorney of record for  
33 plaintiff under the authority of chapter 6.27 of the Revised Code of  
34 Washington, and must be complied with in the same manner as a writ  
35 issued by the clerk of the court.

1 Dated this .....day of ....., ((20.....))  
 2 (year)....  
 3  
 4 .....  
 5 Attorney for Plaintiff  
 6 .....  
 7 Address Address of the Clerk of the  
 8 Court"  
 9 .....  
 10 Name of Defendant  
 11 .....  
 12 Address of Defendant

13 **Sec. 5.** RCW 6.27.265 and 2003 c 222 s 11 are each amended to read  
 14 as follows:

15 The judgment on garnishee's answer or tendered funds, and for costs  
 16 against defendant, and the order to pay funds shall be substantially in  
 17 the following form:

18 IN THE . . . . COURT OF THE STATE OF WASHINGTON IN AND FOR THE  
 19 COUNTY OF . . . . .

20 ..... No. ....  
 21 Plaintiff  
 22 vs. JUDGMENT AND ORDER  
 23 TO PAY  
 24 (Clerk's Action Required)  
 25 .....  
 26 Defendant  
 27 .....  
 28 Garnishee

29 Judgment Summary  
 30 Judgment Creditor .....  
 31 Garnishment Judgment Debtor .....  
 32 Garnishment Judgment Amount .....  
 33 Costs Judgment Debtor .....

1 Costs Judgment Amount .....  
2 Judgments to bear interest at ..... %  
3 Attorney for Judgment Creditor .....

4 IT APPEARING THAT garnishee was indebted to defendant in the  
5 nonexempt amount of \$ . . . . .; that at the time the writ of  
6 garnishment was issued defendant was employed by or maintained a  
7 financial institution account with garnishee, or garnishee had in its  
8 possession or control funds, personal property, or effects of  
9 defendant; and that plaintiff has incurred recoverable costs and  
10 attorney fees of \$. . . .; now, therefore, it is hereby

11 ORDERED, ADJUDGED, AND DECREED that plaintiff is awarded judgment  
12 against garnishee in the amount of \$. . . .; that plaintiff is awarded  
13 judgment against defendant in the amount of \$ . . . . . for  
14 recoverable costs; that, if this is a superior court order, garnishee  
15 shall pay its judgment amount to plaintiff [or to plaintiff's attorney]  
16 through the registry of the court, and the clerk of the court shall  
17 note receipt thereof and forthwith disburse such payment to plaintiff  
18 [or to plaintiff's attorney]; that, if this is a district court order,  
19 garnishee shall pay its judgment amount to plaintiff directly [or to  
20 plaintiff's attorney], and if any payment is received by the clerk of  
21 the court, the clerk shall forthwith disburse such payment to plaintiff  
22 [or to plaintiff's attorney]. Garnishee is advised that the failure to  
23 pay its judgment amount may result in execution of the judgment,  
24 including garnishment.

25 DONE IN OPEN COURT this . . . . . day of . . . ., ((20—))  
26 (year) . . . .

27 .....  
28 Judge/Court Commissioner

29 Presented by:  
30 .....  
31 Attorney for Plaintiff

32 **Sec. 6.** RCW 6.27.340 and 2012 c 159 s 5 are each amended to read  
33 as follows:

1 (1) Service of a writ for a continuing lien shall comply fully with  
2 RCW 6.27.110.

3 (2) If the writ is directed to an employer for the purpose of  
4 garnishing the defendant's wages, the first answer shall accurately  
5 state, as of the date the writ of garnishment was issued as indicated  
6 by the date appearing on the last page of the writ, whether the  
7 defendant was employed by the garnishee defendant (and if not the date  
8 employment terminated), whether the defendant's earnings were subject  
9 to a preexisting writ of garnishment for continuing liens on earnings  
10 (and if so the date such writ will terminate and the current writ will  
11 be enforced), whether the defendant maintained a financial account with  
12 garnishee, and whether the garnishee defendant had possession of or  
13 control over any funds, personal property, or effects of the defendant  
14 (and if so the garnishee defendant shall list all of defendant's  
15 personal property or effects in its possession or control). The first  
16 answer shall further accurately state, as of the time of service of the  
17 writ of garnishment on the garnishee defendant, the amount due and  
18 owing from the garnishee defendant to the defendant, and the  
19 defendant's total earnings, allowable deductions, disposable earnings,  
20 exempt earnings, deductions for superior liens such as child support,  
21 and net earnings withheld under the writ. The first answer may be  
22 substantially in the following form:

23 IN THE .....COURT  
24 OF THE STATE OF WASHINGTON IN AND FOR  
25 THE COUNTY OF .....

26 ..... , NO. ....  
27 Plaintiff,  
28 vs. FIRST ANSWER  
29 ..... , TO WRIT OF  
30 Defendant, GARNISHMENT  
31 ..... FOR CONTINUING LIEN  
32 Garnishee Defendant ON EARNINGS

33 SECTION I. If you are withholding the defendant's nonexempt  
34 earnings under a previously served writ for a continuing lien,  
35 answer only sections I and III of this form and mail or deliver



1 the forms as directed in the writ. Withhold from the  
2 defendant's future nonexempt earnings as directed in the writ,  
3 and a second set of answer forms will be forwarded to you  
4 later.

5 If you are NOT withholding the defendant's earnings under a  
6 previously served writ for a continuing lien, answer this  
7 ENTIRE form and mail or deliver the forms as directed in the  
8 writ. A second set of answer forms will be forwarded to you  
9 later for subsequently withheld earnings.

10 ANSWER: I am presently holding the defendant's nonexempt  
11 earnings under a previous writ served on . . . . . that will  
12 terminate not later than . . . . ., (~~20~~) (year) . . . . .

13 On the date the writ of garnishment was issued as indicated by  
14 the date appearing on the last page of the writ:

15 (A) The defendant: (check one)  was,  was not employed  
16 by garnishee. If not employed and you have no possession or  
17 control of any funds of defendant, indicate the last day of  
18 employment: . . . . .; and complete section III of this  
19 answer and mail or deliver the forms as directed in the writ;

20 (B) The defendant: (check one)  did,  did not maintain  
21 a financial account with garnishee; and

22 (C) The garnishee: (check one)  did,  did not have  
23 possession of or control over any funds, personal property, or  
24 effects of the defendant. (List all of defendant's personal  
25 property or effects in your possession or control on the last  
26 page of this answer form or attach a schedule if necessary.)

27 SECTION II. At the time of service of the writ of garnishment  
28 on the garnishee there was due and owing from the garnishee to  
29 the above-named defendant \$ . . . . .

30 This writ attaches a maximum of . . . . percent of the  
31 defendant's disposable earnings (that is, compensation payable  
32 for personal services, whether called wages, salary,  
33 commission, bonus, or otherwise, and including periodic  
34 payments pursuant to a nongovernmental pension or retirement  
35 program).

1 Calculate the attachable amount as follows:  
 2 Gross Earnings . . . . . \$ . . . . .(1)  
 3 Less deductions required by law (social security,  
 4 federal withholding tax, etc. Do not include  
 5 deductions for child support orders or government  
 6 liens here. Deduct child support orders and liens  
 7 on line 7): . . . . . \$ . . . . .(2)  
 8 Disposable Earnings (subtract line 2 from  
 9 line 1): . . . . . \$ . . . . .(3)  
 10 Enter . . . . percent of line 3: . . . . . \$ . . . . .(4)  
 11 Enter one of the following exempt  
 12 amounts\*: . . . . . \$ . . . . .(5)

13	If paid:	Weekly	\$.....	Semi-monthly	\$.....
14		Bi-weekly	\$.....	Monthly	\$.....

15 \*These are minimum exempt amounts that the  
 16 defendant must be paid. If your answer  
 17 covers more than one pay period, multiply  
 18 the preceding amount by the number of pay  
 19 periods and/or fraction thereof your answer  
 20 covers. If you use a pay period not shown,  
 21 prorate the monthly exempt amount.

22 Subtract the larger of lines 4 and 5 from  
 23 line 3: . . . . . \$ . . . . .(6)  
 24 Enter amount (if any) withheld for ongoing  
 25 government liens such as child support: . . \$ . . . . .(7)  
 26 Subtract line 7 from line 6. This amount  
 27 must be held out for the plaintiff: . . . . \$ . . . . .(8)

28 This is the formula that you will use for withholding each pay  
 29 period over the required sixty day garnishment period. Deduct  
 30 any allowable processing fee you may charge from the amount  
 31 that is to be paid to the defendant.

32 If there is any uncertainty about your answer, give an  
 33 explanation on the last page or on an attached page.

SECTION III. An attorney may answer for the garnishee.  
Under penalty of perjury, I affirm that I have examined this  
answer, including accompanying schedules, and to the best of my  
knowledge and belief it is true, correct, and complete.

.....	.....
Signature of	Date
Garnishee Defendant	
.....	.....
Signature of Person	Connection with
Answering for	Garnishee
Garnishee	
.....	.....
Print Name of Person	.....
Signing	Address of Garnishee

(3) Prior to serving the answer forms for a writ for continuing lien on earnings, the plaintiff shall fill in the minimum exemption amounts for the different pay periods, and the maximum percentages of disposable earnings subject to lien and exempt from lien.

(4) In the event plaintiff fails to comply with this section, employer may elect to treat the garnishment as one not creating a continuing lien.

**Sec. 7.** RCW 6.27.370 and 2012 c 159 s 16 are each amended to read as follows:

(1) Whenever the federal government is named as a garnishee defendant, the attorney for the plaintiff, or the clerk of the court shall, upon submitting a notice in the appropriate form by the plaintiff, issue a notice which directs the garnishee defendant to disburse any nonexempt earnings to the court in accordance with the garnishee defendant's normal pay and disbursement cycle.

(2) Funds received by the clerk from a garnishee defendant may be deposited into the registry of the court or, in the case of negotiable instruments, may be retained in the court file. Upon presentation of an order directing the clerk to disburse the funds received, the clerk shall pay or endorse the funds over to the party entitled to receive the funds. Except for good cause shown, the funds shall not be paid or

1 endorsed to the plaintiff prior to the expiration of any minimum  
2 statutory period allowed to the defendant for filing an exemption  
3 claim.

4 (3) The plaintiff shall, in the same manner permitted for service  
5 of the writ of garnishment, provide to the garnishee defendant a copy  
6 of the notice issued under subsection (1) of this section, and shall  
7 supply to the garnished party a copy of the notice.

8 (4) Any answer or processing fees charged by the garnishee  
9 defendant to the plaintiff under federal law shall be a recoverable  
10 cost under RCW 6.27.090.

11 (5) The notice to the federal government garnishee shall be in  
12 substantially the following form:

13 IN THE ..... COURT OF THE STATE OF  
14 WASHINGTON

15 IN AND FOR ..... COUNTY

16 ..... , NO .....  
17 Plaintiff, NOTICE TO FEDERAL  
18 vs. GOVERNMENT GARNISHEE  
19 DEFENDANT

20 ..... ,  
21 Defendant,

22 ..... ,  
23 Garnishee Defendant.

24 TO: THE GOVERNMENT OF THE UNITED STATES  
25 AND ANY DEPARTMENT, AGENCY, OR DIVISION  
26 THEREOF

27 You have been named as the garnishee defendant in the  
28 above-entitled cause. A Writ of Garnishment accompanies  
29 this Notice. The Writ of Garnishment directs you to hold  
30 the nonexempt earnings of the named defendant, but does  
31 not instruct you to disburse the funds you hold.

1 BY THIS NOTICE THE COURT DIRECTS YOU TO  
2 WITHHOLD ALL NONEXEMPT EARNINGS AND  
3 DISBURSE THEM IN ACCORDANCE WITH YOUR  
4 NORMAL PAY AND DISBURSEMENT CYCLE, TO  
5 THE FOLLOWING:

6 ..... County ..... Court Clerk  
7 Cause No.....  
8 .....  
9 (Address)

10 PLEASE REFERENCE THE DEFENDANT  
11 EMPLOYEE'S NAME AND THE ABOVE CAUSE  
12 NUMBER ON ALL DISBURSEMENTS.

13 The enclosed Writ also directs you to respond to the Writ  
14 within twenty (20) days, but you are allowed thirty (30)  
15 days to respond under federal law.

16 DATED this .... day of ....., ((20---)) (year)....

17 .....  
18 Clerk of the Court

19 (6) If the writ of garnishment is issued by the attorney of record  
20 for the judgment creditor, the following paragraph shall replace the  
21 clerk's signature and date:

22 This notice is issued by the undersigned attorney of record for  
23 plaintiff under the authority of RCW 6.27.370, and must be  
24 complied with in the same manner as a notice issued by the  
25 court.

26 Dated this .....day of.....,((20.....))  
27 (year)....

28 .....  
29 .....  
30 .....  
31 Attorney for Plaintiff

32 **Sec. 8.** RCW 9.96.020 and 2012 c 117 s 4 are each amended to read  
33 as follows:

34 Whenever the governor shall determine to restore his or her civil

1 rights to any person convicted of an infamous crime in any superior  
2 court of this state, he or she shall execute and file in the office of  
3 the secretary of state an instrument in writing in substantially the  
4 following form:

5 "To the People of the State of Washington  
6 Greeting:  
7 I, the undersigned Governor of the State of  
8 Washington, by virtue of the power vested in my office by  
9 the constitution and laws of the State of Washington, do by  
10 these presents restore to ..... his or her civil rights  
11 forfeited by him (or her) by reason of his (or her)  
12 conviction of the crime of ..... (naming it) in the  
13 Superior Court for the County of ....., on to-wit:  
14 The .... day of ....., ((19--)) (year)....  
15 Dated the .... day of ....., ((19--)) (year)....  
16 (Signed) .....

17  
18 Governor of Washington."

19 **Sec. 9.** RCW 10.14.085 and 1992 c 143 s 12 are each amended to read  
20 as follows:

21 (1) If the respondent was not personally served with the petition,  
22 notice of hearing, and ex parte order before the hearing, the court  
23 shall reset the hearing for twenty-four days from the date of entry of  
24 the order and may order service by publication instead of personal  
25 service under the following circumstances:

26 (a) The sheriff or municipal officer files an affidavit stating  
27 that the officer was unable to complete personal service upon the  
28 respondent. The affidavit must describe the number and types of  
29 attempts the officer made to complete service;

30 (b) The petitioner files an affidavit stating that the petitioner  
31 believes that the respondent is hiding from the server to avoid  
32 service. The petitioner's affidavit must state the reasons for the  
33 belief that the ((~~petitioner~~—[respondent])) respondent is avoiding  
34 service;

35 (c) The server has deposited a copy of the summons, in  
36 substantially the form prescribed in subsection (3) of this section,  
37 notice of hearing, and the ex parte order of protection in the post







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**Sec. 11.** RCW 11.28.090 and 2009 c 549 s 1004 are each amended to read as follows:

Letters testamentary to be issued to executors under the provisions of this chapter shall be signed by the clerk, and issued under the seal of the court, and may be in the following form:

State of Washington, county of . . . . .

In the superior court of the county of . . . . .

Whereas, the last will of A B, deceased, was, on the . . . . day of . . . . . , (~~(A.D., . . . . .)~~) (year) . . . . ., duly exhibited, proven, and recorded in our said superior court; and whereas, it appears in and by said will that C D is appointed executor thereon, and, whereas, said C D has duly qualified, now, therefore, know all persons by these presents, that we do hereby authorize the said C D to execute said will according to law.

Witness my hand and the seal of said court this . . . . day of . . . . . , (~~(A.D., 19. . . . .)~~) (year) . . . . .

**Sec. 12.** RCW 11.28.140 and 2009 c 549 s 1005 are each amended to read as follows:

Letters of administration shall be signed by the clerk, and be under the seal of the court, and may be substantially in the following form:

State of Washington, County of . . . . .

Whereas, A.B., late of . . . . . on or about the . . . . day of . . . . . (~~(A.D., . . . . .)~~) (year) . . . . . died intestate, leaving at the time of his or her death, property in this state subject to administration: Now, therefore, know all persons by these presents, that we do hereby appoint . . . . . administrator upon said estate, and whereas said administrator has duly qualified, hereby authorize him or her to administer the same according to law.

Witness my hand and the seal of said court this . . . . day of . . . . . , (~~(A.D., 19. . . . .)~~) (year) . . . . .

1       **Sec. 13.** RCW 11.68.110 and 1998 c 292 s 202 are each amended to  
2 read as follows:

3       (1) If a personal representative who has acquired nonintervention  
4 powers does not apply to the court for either of the final decrees  
5 provided for in RCW 11.68.100 as now or hereafter amended, the personal  
6 representative shall, when the administration of the estate has been  
7 completed, file a declaration that must state as follows:

8       (a) The date of the decedent's death and the decedent's residence  
9 at the time of death;

10       (b) Whether or not the decedent died testate or intestate;

11       (c) If the decedent died testate, the date of the decedent's last  
12 will and testament and the date of the order probating the will;

13       (d) That each creditor's claim which was justly due and properly  
14 presented as required by law has been paid or otherwise disposed of by  
15 agreement with the creditor, and that the amount of estate taxes due as  
16 the result of the decedent's death has been determined, settled, and  
17 paid;

18       (e) That the personal representative has completed the  
19 administration of the decedent's estate without court intervention, and  
20 the estate is ready to be closed;

21       (f) If the decedent died intestate, the names, addresses (if  
22 known), and relationship of each heir of the decedent, together with  
23 the distributive share of each heir; and

24       (g) The amount of fees paid or to be paid to each of the following:

25       (i) Personal representative or representatives; (ii) lawyer or lawyers;  
26       (iii) appraiser or appraisers; and (iv) accountant or accountants; and  
27 that the personal representative believes the fees to be reasonable and  
28 does not intend to obtain court approval of the amount of the fees or  
29 to submit an estate accounting to the court for approval.

30       (2) Subject to the requirement of notice as provided in this  
31 section, unless an heir, devisee, or legatee of a decedent petitions  
32 the court either for an order requiring the personal representative to  
33 obtain court approval of the amount of fees paid or to be paid to the  
34 personal representative, lawyers, appraisers, or accountants, or for an  
35 order requiring an accounting, or both, within thirty days from the  
36 date of filing a declaration of completion of probate, the personal  
37 representative will be automatically discharged without further order  
38 of the court and the representative's powers will cease thirty days

1 after the filing of the declaration of completion of probate, and the  
2 declaration of completion of probate shall, at that time, be the  
3 equivalent of the entry of a decree of distribution in accordance with  
4 chapter 11.76 RCW for all legal intents and purposes.

5 (3) Within five days of the date of the filing of the declaration  
6 of completion, the personal representative or the personal  
7 representative's lawyer shall mail a copy of the declaration of  
8 completion to each heir, legatee, or devisee of the decedent, who: (a)  
9 Has not waived notice of the filing, in writing, filed in the cause;  
10 and (b) either has not received the full amount of the distribution to  
11 which the heir, legatee, or devisee is entitled or has a property right  
12 that might be affected adversely by the discharge of the personal  
13 representative under this section, together with a notice which shall  
14 be substantially as follows:

15 CAPTION NOTICE OF FILING OF  
16 OF DECLARATION OF COMPLETION  
17 CASE OF PROBATE

18 NOTICE IS GIVEN that the attached Declaration of  
19 Completion of Probate was filed by the undersigned in the  
20 above-entitled court on the . . . . day of . . . . ., ((19--))  
21 (year) . . . .; unless you shall file a petition in the above-  
22 entitled court requesting the court to approve the  
23 reasonableness of the fees, or for an accounting, or both,  
24 and serve a copy thereof upon the personal representative  
25 or the personal representative's lawyer, within thirty days  
26 after the date of the filing, the amount of fees paid or to be  
27 paid will be deemed reasonable, the acts of the personal  
28 representative will be deemed approved, the personal  
29 representative will be automatically discharged without  
30 further order of the court, and the Declaration of  
31 Completion of Probate will be final and deemed the  
32 equivalent of a Decree of Distribution entered under  
33 chapter 11.76 RCW.

1                   If you file and serve a petition within the period  
2                   specified, the undersigned will request the court to fix a  
3                   time and place for the hearing of your petition, and you will  
4                   be notified of the time and place thereof, by mail, or  
5                   personal service, not less than ten days before the hearing  
6                   on the petition.

7                   Dated this .... day of ....., (~~19---~~) (year)....

8                   .....  
9                   Personal Representative

10           (4) If all heirs, devisees, and legatees of the decedent entitled  
11 to notice under this section waive, in writing, the notice required by  
12 this section, the personal representative will be automatically  
13 discharged without further order of the court and the declaration of  
14 completion of probate will become effective as a decree of distribution  
15 upon the date of filing thereof. In those instances where the personal  
16 representative has been required to furnish bond, and a declaration of  
17 completion is filed pursuant to this section, any bond furnished by the  
18 personal representative shall be automatically discharged upon the  
19 discharge of the personal representative.

20           **Sec. 14.** RCW 11.88.127 and 2011 c 329 s 6 are each amended to read  
21 as follows:

22           (1) A guardian or limited guardian may not act on behalf of the  
23 incapacitated person without valid letters of guardianship. Upon  
24 appointment and fulfilling all legal requirements to serve, as set  
25 forth in the court's order, the clerk shall issue letters of  
26 guardianship to a guardian or limited guardian appointed by the court.  
27 All letters of guardianship must be in the following form, or a  
28 substantially similar form:

29                                   IN THE SUPERIOR COURT OF THE  
30                                   STATE OF WASHINGTON IN AND FOR THE  
31                                   COUNTY OF .....

1 IN THE MATTER OF Guardianship Cause No.  
2 THE .....  
3 GUARDIANSHIP OF  
4 .....  
5 Incapacitated Person LETTERS OF  
6 GUARDIANSHIP OR LIMITED  
7 GUARDIANSHIP  
8  
9 Date letters expire .....

10 THESE LETTERS OF GUARDIANSHIP PROVIDE OFFICIAL VERIFICATION OF THE FOLLOWING:

11  
12 On the ..... day of ....., (~~20.....~~) (year) .... the Court appointed ..... to serve as:

- 13  
14  Guardian of the Person  Full  Limited  
15  Guardian of the Estate  Full  Limited

16  
17 for ....., the incapacitated person, in the above referenced matter.

18  
19 The Guardian has fulfilled all legal requirements to serve, including, but not limited to: Taking and filing the oath;  
20 filing any bond consistent with the court's order; filing any blocked account agreement consistent with the court's order;  
21 and appointing a resident agent for a nonresident guardian.

22  
23 The Court, having found the Guardian duly qualified, now makes it known ..... is authorized as the Guardian  
24 for ..... designated in the Court's order as referenced above.

25  
26 The next filing and reporting deadline in this matter is on the ... day of ....., .....

27 THESE LETTERS ARE NO LONGER VALID ON .....

28 These letters can only be renewed by a new court order. If the court grants an extension, new letters will be issued.

29 This matter is before the Honorable ..... of Superior Court, the seal of the Court being affixed  
30 this .... of .....

31  
32 State of Washington)

33 ) ss.

34 County of .....)

35

1 I, . . . . ., Clerk of the Superior Court of said County and State, certify that this document represents true and  
2 correct Letters of Guardianship in the above entitled case, entered upon the record on this . . . . . day of . . . . .

3  
4 These Letters remain in full force and effect until the date of expiration set forth above.

5 The seal of Superior Court has been affixed and witnessed by my hand this . . . . . day of . . . . .

6  
7  
8 . . . . ., Clerk of Superior Court

9  
10 By . . . . ., Deputy

11  
12 . . . . .  
13 (Signature of Deputy)

14 (2) The court shall order the clerk to issue letters of  
15 guardianship that are valid for a period of up to five years from the  
16 anniversary date of the appointment. When determining the time period  
17 for which the letters will be valid, the court must consider: The  
18 length of time the guardian has been serving the incapacitated person;  
19 whether the guardian has timely filed all required reports with the  
20 court; whether the guardian is monitored by other state or local  
21 agencies; and whether there have been any allegations of abuse,  
22 neglect, or a breach of fiduciary duty against the guardian.

23 **Sec. 15.** RCW 11.88.140 and 2011 c 329 s 7 are each amended to read  
24 as follows:

25 (1) TERMINATION WITHOUT COURT ORDER. A guardianship or limited  
26 guardianship is terminated:

27 (a) Upon the attainment of full and legal age, as defined in RCW  
28 26.28.010 as now or hereafter amended, of any person defined as an  
29 incapacitated person pursuant to RCW 11.88.010 as now or hereafter  
30 amended solely by reason of youth, RCW 26.28.020 to the contrary  
31 notwithstanding, subject to subsection (2) of this section;

32 (b) By an adjudication of capacity or an adjudication of  
33 termination of incapacity;

34 (c) By the death of the incapacitated person;

35 (d) By expiration of the term of limited guardianship specified in  
36 the order appointing the limited guardian, unless prior to such

1 expiration a petition has been filed and served, as provided in RCW  
2 11.88.040 as now or hereafter amended, seeking an extension of such  
3 term.

4 (2) TERMINATION OF GUARDIANSHIP FOR A MINOR BY DECLARATION OF  
5 COMPLETION. A guardianship for the benefit of a minor may be  
6 terminated upon the minor's attainment of legal age, as defined in RCW  
7 26.28.010 as now or hereafter amended, by the guardian filing a  
8 declaration that states:

9 (a) The date the minor attained legal age;

10 (b) That the guardian has paid all of the minor's funds in the  
11 guardian's possession to the minor, who has signed a receipt for the  
12 funds, and that the receipt has been filed with the court;

13 (c) That the guardian has completed the administration of the  
14 minor's estate and the guardianship is ready to be closed; and

15 (d) The amount of fees paid or to be paid to each of the following:

16 (i) The guardian, (ii) lawyer or lawyers, (iii) accountant or  
17 accountants; and that the guardian believes the fees are reasonable and  
18 does not intend to obtain court approval of the amount of the fees or  
19 to submit a guardianship accounting to the court for approval. Subject  
20 to the requirement of notice as provided in this section, unless the  
21 minor petitions the court either for an order requiring the guardian to  
22 obtain court approval of the amount of fees paid or to be paid to the  
23 guardian, lawyers, or accountants, or for an order requiring an  
24 accounting, or both, within thirty days from the filing of the  
25 declaration of completion of guardianship, the guardian shall be  
26 automatically discharged without further order of the court. The  
27 guardian's powers will cease thirty days after filing the declaration  
28 of completion of guardianship. The declaration of completion of  
29 guardianship shall, at the time, be the equivalent of an entry of a  
30 decree terminating the guardianship, distributing the assets, and  
31 discharging the guardian for all legal intents and purposes.

32 Within five days of the date of filing the declaration of  
33 completion of guardianship, the guardian or the guardian's lawyer shall  
34 mail a copy of the declaration of completion to the minor together with  
35 a notice that shall be substantially as follows:

1 CAPTION OF CASE NOTICE OF FILING A  
2 DECLARATION OF  
3 COMPLETION OF  
4 GUARDIANSHIP

5 NOTICE IS GIVEN that the attached Declaration of  
6 Completion of Guardianship was filed by the undersigned  
7 in the above-entitled court on the ..... day of .....,  
8 ((19--)) (year)....; unless you file a petition in the  
9 above-entitled court requesting the court to review the  
10 reasonableness of the fees, or for an accounting, or both,  
11 and serve a copy of the petition on the guardian or the  
12 guardian's lawyer, within thirty days after the filing date, the  
13 amount of fees paid or to be paid will be deemed  
14 reasonable, the acts of the guardian will be deemed  
15 approved, the guardian will be automatically discharged  
16 without further order of the court and the Declaration of  
17 Completion of Guardianship will be final and deemed the  
18 equivalent of an order terminating the guardianship,  
19 discharging the guardian and decreeing the distribution of  
20 the guardianship assets.

21 If you file and serve a petition within the period  
22 specified, the undersigned will request the court to fix a  
23 time and place for the hearing of your petition, and you will  
24 be notified of the time and place of the hearing, by mail, or  
25 by personal service, not less than ten days before the  
26 hearing on the petition.

27 DATED this ..... day of ....., ((19--))  
28 (year)....

29 .....  
30 Guardian

31 If the minor, after reaching legal age, waives in writing the  
32 notice required by this section, the guardian will be automatically  
33 discharged without further order of the court and the declaration of  
34 completion of guardianship will be effective as an order terminating  
35 the guardianship without an accounting upon filing the declaration. If



1 the guardian has been required to furnish a bond, and a declaration of  
2 completion of guardianship is filed according to this section, any bond  
3 furnished by the guardian shall be automatically discharged upon the  
4 discharge of the guardian.

5 (3) TERMINATION ON COURT ORDER. A guardianship or limited  
6 guardianship may be terminated by court order after such notice as the  
7 court may require if the guardianship or limited guardianship is no  
8 longer necessary.

9 The guardian or limited guardian shall, within ninety days of the  
10 date of termination of the guardianship, unless the court orders a  
11 different deadline for good cause, prepare and file with the court a  
12 final verified account of administration. The final verified account  
13 of administration shall contain the same information as required for  
14 (a) an intermediate verified account of administration of the estate  
15 under RCW 11.92.040(2) and (b) an intermediate personal care status  
16 report under RCW 11.92.043(2).

17 (4) EFFECT OF TERMINATION. When a guardianship or limited  
18 guardianship terminates other than by the death of the incapacitated  
19 person, the powers of the guardian or limited guardian cease, except  
20 that a guardian or limited guardian of the estate may make  
21 disbursements for claims that are or may be allowed by the court, for  
22 liabilities already properly incurred for the estate or for the  
23 incapacitated person, and for expenses of administration. When a  
24 guardianship or limited guardianship terminates by death of the  
25 incapacitated person, the guardian or limited guardian of the estate  
26 may proceed under RCW 11.88.150 as now or hereafter amended, but the  
27 rights of all creditors against the incapacitated person's estate shall  
28 be determined by the law of decedents' estates.

29 **Sec. 16.** RCW 11.96A.250 and 2001 c 14 s 3 are each amended to read  
30 as follows:

31 (1)(a) The personal representative or trustee may petition the  
32 court having jurisdiction over the matter for the appointment of a  
33 special representative to represent a person who is interested in the  
34 estate or trust and: (i) Who is a minor; (ii) who is incompetent or  
35 disabled; (iii) who is yet unborn or unascertained; or (iv) whose  
36 identity or address is unknown. The petition may be heard by the court  
37 without notice.

1 (b) In appointing the special representative the court shall give  
2 due consideration and deference to any nomination(s) made in the  
3 petition, the special skills required in the representation, and the  
4 need for a representative who will act independently and prudently.  
5 The nomination of a person as special representative by the personal  
6 representative or trustee and the person's willingness to serve as  
7 special representative are not grounds by themselves for finding a lack  
8 of independence, however, the court may consider any interests that the  
9 nominating fiduciary may have in the estate or trust in making the  
10 determination.

11 (c) The special representative may enter into a binding agreement  
12 on behalf of the person or beneficiary. The special representative may  
13 be appointed for more than one person or class of persons if the  
14 interests of such persons or class are not in conflict. The petition  
15 shall be verified. The petition and order appointing the special  
16 representative may be in the following form:

17 CAPTION PETITION FOR APPOINTMENT  
18 OF CASE OF SPECIAL REPRESENTATIVE  
19 UNDER RCW 11.96A.250

20 The undersigned petitioner petitions the court for the appointment  
21 of a special representative in accordance with RCW 11.96A.250 and shows  
22 the court as follows:

23 1. Petitioner. Petitioner . . . is the qualified and presently  
24 acting (personal representative) (trustee) of the above (estate)  
25 (trust) having been named (personal representative) (trustee) under  
26 (describe will and reference probate order or describe trust  
27 instrument).

28 2. Issue Concerning (Estate) (Trust) Administration. A question  
29 concerning administration of the (estate) (trust) has arisen as to  
30 (describe issue, for example: Related to interpretation, construction,  
31 administration, distribution). The issues are appropriate for  
32 determination under RCW 11.96A.250.

33 3. Beneficiaries. The beneficiaries of the (estate) (trust)  
34 include persons who are unborn, unknown, or unascertained persons, or  
35 who are under eighteen years of age.

36 4. Special Representative. The nominated special representative  
37 . . . is a lawyer licensed to practice before the courts of this state  
38 or an individual with special skill or training in the administration

1 of estates or trusts. The nominated special representative does not  
2 have an interest in the affected estate or trust and is not related to  
3 any person interested in the estate or trust. The nominated special  
4 representative is willing to serve. The petitioner has no reason to  
5 believe that the nominated special representative will not act in an  
6 independent and prudent manner and in the best interests of the  
7 represented parties. (It is recommended that the petitioner also  
8 include information specifying the particular skills of the nominated  
9 special representative that relate to the matter in issue.)

10 5. Resolution. Petitioner desires to achieve a resolution of the  
11 questions that have arisen concerning the (estate) (trust). Petitioner  
12 believes that proceeding in accordance with the procedures permitted  
13 under RCW 11.96A.210 through 11.96A.250 would be in the best interests  
14 of the (estate) (trust) and the beneficiaries.

15 6. Request of Court. Petitioner requests that . . . ((7)) . . . an  
16 attorney licensed to practice in the State of Washington.

17 (OR)

18 . . . . an individual with special skill or training in the  
19 administration of estates or trusts  
20 be appointed special representative for those beneficiaries who are not  
21 yet adults, as well as for the unborn, unknown, and unascertained  
22 beneficiaries, as provided under RCW 11.96A.250.

23 DATED this . . . day of . . . . ., . . . .  
24 . . . . .  
25 (Petitioner or petitioner's  
26 legal representative)

27 VERIFICATION

28 I certify under penalty of perjury under the laws of the state of  
29 Washington that the foregoing is true and correct.

30 DATED . . . . ., ((2000)) (year) . . . . ., at . . . . ., Washington.  
31 . . . . .  
32 (Petitioner or other person  
33 having knowledge)

34 CAPTION ORDER FOR APPOINTMENT  
35 OF CASE OF SPECIAL REPRESENTATIVE

1 THIS MATTER having come on for hearing before this Court on  
2 Petition for Appointment of Special Representative filed herein, and it  
3 appearing that it would be in the best interests of the (estate)  
4 (trust) described in the Petition to appoint a special representative  
5 to address the issues that have arisen concerning the (estate) (trust)  
6 and the Court finding that the facts stated in the Petition are true,  
7 now, therefore,

8 IT IS ORDERED that . . . is appointed under RCW 11.96A.250 as  
9 special representative for the (estate) (trust) beneficiaries who are  
10 not yet adult age, and for unborn, unknown, or unascertained  
11 beneficiaries to represent their respective interests in the (estate)  
12 (trust) as provided in RCW 11.96A.250. The special representative  
13 shall be discharged of responsibility with respect to the (estate)  
14 (trust) at such time as a written agreement is executed resolving the  
15 present issues, all as provided in that statute, or if an agreement is  
16 not reached within six months from entry of this Order, the special  
17 representative appointed under this Order shall be discharged of  
18 responsibility, subject to subsequent reappointment under RCW  
19 11.96A.250.

20 DONE IN OPEN COURT this . . . day of . . . . ., . . . . .

21 . . . . .

22 JUDGE/COURT COMMISSIONER

23 (2) Upon appointment by the court, the special representative shall  
24 file a certification made under penalty of perjury in accordance with  
25 RCW 9A.72.085 that he or she (a) is not interested in the estate or  
26 trust; (b) is not related to any person interested in the estate or  
27 trust; (c) is willing to serve; and (d) will act independently,  
28 prudently, and in the best interests of the represented parties.

29 (3) The special representative must be a lawyer licensed to  
30 practice before the courts of this state or an individual with special  
31 skill or training in the administration of estates or trusts. The  
32 special representative may not have an interest in the affected estate  
33 or trust, and may not be related to a person interested in the estate  
34 or trust. The special representative is entitled to reasonable  
35 compensation for services that must be paid from the principal of the  
36 estate or trust whose beneficiaries are represented.

1 (4) The special representative shall be discharged from any  
2 responsibility and shall have no further duties with respect to the  
3 estate or trust or with respect to any person interested in the estate  
4 or trust, on the earlier of: (a) The expiration of six months from the  
5 date the special representative was appointed unless the order  
6 appointing the special representative provides otherwise, or (b) the  
7 execution of the written agreement by all parties or their virtual  
8 representatives. Any action against a special representative must be  
9 brought within the time limits provided by RCW 11.96A.070(3)(c)(i).

10 **Sec. 17.** RCW 11.98.005 and 2011 c 327 s 22 are each amended to  
11 read as follows:

12 (1) If provisions of a trust instrument designate Washington as the  
13 situs of the trust or designate Washington law to govern the trust or  
14 any of its terms, then the situs of the trust is Washington provided  
15 that one of the following conditions is met:

16 (a) A trustee has a place of business in or a trustee is a resident  
17 of Washington; or

18 (b) More than an insignificant part of the trust administration  
19 occurs in Washington; or

20 (c) The trustor resides in Washington at the time situs is being  
21 established, or resided in Washington at the time the trust became  
22 irrevocable; or

23 (d) One or more of the beneficiaries resides in Washington; or

24 (e) An interest in real property located in Washington is an asset  
25 of the trust.

26 (2)(a) Unless the trust instrument designates a state other than  
27 Washington as the situs of the trust and does not expressly authorize  
28 transfer of situs, the trustee may register the trust as a Washington  
29 trust if any of the factors in subsection (1)(a) through (e) of this  
30 section are present. The trustee shall register the trust by filing  
31 with the clerk of the court in any county where venue lies for the  
32 trust under RCW 11.96A.050, a statement including the following  
33 information:

34 (i) The name and address of the trustee;

35 (ii) The date of the trust, name of the trustor, and name of the  
36 trust, if any;

1 (iii) The factor or factors listed in subsection (1)(a) through (e)  
2 of this section that are present for the trust and which qualify the  
3 trust for registration.

4 (b) Within five days of filing the registration with the court, the  
5 trustee shall mail a copy of the registration to each person who would  
6 be entitled to notice under RCW 11.97.010 and has not waived notice of  
7 the registration, in writing, filed in the cause, together with a  
8 notice that must be in substantially the same form as set forth in this  
9 section. Persons receiving such notice shall have thirty days from the  
10 date of filing the registration to file a petition in the court  
11 objecting to such registration and requesting the court to issue an  
12 order that Washington is not the proper situs of the trust, and to  
13 serve a copy of such petition upon the trustee or the trustee's lawyer.  
14 If a petition objecting to the registration is filed within thirty days  
15 of the date of filing the registration, the trustee must request the  
16 court to fix a time and place for the hearing of the petition and  
17 notify by mail, personal service or electronic transmission, if a valid  
18 consent to electronic transmission is in effect under the terms of RCW  
19 11.96A.110, all persons who were entitled to notice of the registration  
20 of the time and place of the hearing, not less than ten days before the  
21 hearing on the petition.

22 (c) Unless a person receiving notice of the registration files a  
23 petition with the court objecting to the registration within thirty  
24 days of the date of filing the registration, the registration shall be  
25 deemed the equivalent of an order entered by the court declaring that  
26 the situs of the trust is Washington. After expiration of the  
27 thirty-day period following filing of the registration, the trustee may  
28 obtain a certificate of registration signed by the clerk, and issued  
29 under the seal of the court, which may be in the form specified in (d)  
30 of this subsection.

31 (d) Notice of registration and certificates of registration may be  
32 in the following form:

33 (i) Notice form:

34 NOTICE OF FILING OF REGISTRATION OF [NAME AND DATE OF TRUST] AS A  
35 WASHINGTON TRUST

36 NOTICE IS GIVEN that the attached Registration of Trust was filed  
37 by the undersigned in the above-entitled court on the . . . . day of  
38 . . . . ., ((20.)) (year) . . . .; unless you file a petition in

1 the above-entitled court objecting to such registration and requesting  
2 the court to issue an order that Washington is not the proper situs of  
3 the trust, and serve a copy thereof upon the trustee or the trustee's  
4 lawyer, within thirty days after the date of the filing, the  
5 registration will be deemed the equivalent of an order entered by the  
6 court declaring that the situs of the trust is Washington.

7 If you file and serve a petition within the period specified, the  
8 undersigned will request the court to fix a time and place for the  
9 hearing of your petition, and you will be notified of the time and  
10 place thereof, by mail, or personal service, not less than ten days  
11 before the hearing on the petition.

12 (ii) Certificate of Registration:

13 State of Washington, County of . . . . .  
14 In the superior court of the county of . . . . .

15 Whereas, the attached Registration of Trust was filed with this  
16 court on . . . . , the attached Notice of Filing Registration of Trust  
17 and Affidavit of Mailing Notice of Filing Registration of Trust were  
18 filed with this court on . . . . , and no objections to such  
19 Registration have been filed with this court, the trust known as  
20 . . . . , under trust agreement dated . . . . , between . . . . as  
21 Trustor and . . . . as Trustee, is hereby registered as a Washington  
22 trust.

23 Witness my hand and the seal of said court this . . . day of  
24 . . . . , ((~~20~~ . . . .)) (year) . . . .

25 (3) If the instrument establishing a trust does not designate  
26 Washington as the situs or designate Washington law to apply to the  
27 trust, and the trustee of the trust has not registered the trust as  
28 allowed in subsection (2) of this section, the situs of the trust is  
29 Washington if the conditions specified in this subsection (3) are met.

30 (a) For a testamentary trust, the situs of the trust is Washington  
31 if:

- 32 (i) The will was admitted to probate in Washington; or
- 33 (ii) The will has not been admitted to probate in Washington, but  
34 any trustee of the trust resides or has a place of business in  
35 Washington, any beneficiary entitled to notice under RCW 11.97.010  
36 resides in Washington, or any real property that is an asset of the  
37 trust is located in Washington.

1 (b) For an intervivos trust where the trustor is domiciled in  
2 Washington either when the trust becomes irrevocable or, in the case of  
3 a revocable trust, when judicial proceedings under chapter 11.96A RCW  
4 are commenced, the situs of the trust is Washington if:

5 (i) The trustor is living and Washington is the trustor's domicile  
6 or any of the trustees reside in or have a place of business in  
7 Washington; or

8 (ii) The trustor is deceased, situs has not previously been  
9 established by any court proceeding, and:

10 (A) The trustor's will was admitted to probate in Washington;

11 (B) The trustor's will was not admitted to probate in Washington,  
12 but any person entitled to notice under RCW 11.97.010 resides in  
13 Washington, any trustee resides or has a place of business in  
14 Washington, or any real property that is an asset of the trust is  
15 located in Washington.

16 (c) If the situs of the trust is not determined under (a) or (b) of  
17 this subsection, the determination regarding the situs of the trust is  
18 a matter for purposes of RCW 11.96A.030. Whether Washington is the  
19 situs shall be determined by a court in a judicial proceeding conducted  
20 under RCW 11.96A.080 if:

21 (i) A trustee has a place of business in or a trustee is a resident  
22 of Washington; or

23 (ii) More than an insignificant part of the trust administration  
24 occurs in Washington; or

25 (iii) One or more of the beneficiaries resides in Washington; or

26 (iv) An interest in real property located in Washington is an asset  
27 of the trust.

28 (d) Determination of situs under (c) of this subsection (3) cannot  
29 be made by nonjudicial agreement under RCW 11.96A.220.

30 **Sec. 18.** RCW 12.04.020 and 2010 c 8 s 3001 are each amended to  
31 read as follows:

32 A party desiring to commence an action before a justice of the  
33 peace, for the recovery of a debt by summons, shall file his or her  
34 claim with the justice of the peace, verified by his or her own oath,  
35 or that of his or her agent or attorney, and thereupon the justice of  
36 the peace shall, on payment of his or her fees, if demanded, issue a



1 summons to the opposite party, which summons shall be in the following  
2 form, or as nearly as the case will admit, viz:

3 The State of Washington, }  
4 } ss.  
5 ..... County.

6 To the sheriff or any constable of said county:

7 In the name of the state of Washington, you are hereby  
8 commanded to summon ..... if he or she (or they) be  
9 found in your county to be and appear before me at .....  
10 on .... day of ..... at .... o'clock p.m. or a.m., to  
11 answer the complaint of ..... for a failure to pay him or  
12 her a certain demand, amounting to ..... dollars and  
13 .... cents, upon ..... (here state briefly the  
14 nature of the claim) and of this writ make due service and  
15 return.

16 Given under my hand this .... day of ..... ((19...))  
17 (year)....

18 ..... Justice of the Peace.

19 And the summons shall specify a certain place, day and hour for the  
20 appearance and answer of the defendant, not less than six nor more than  
21 twenty days from the date of filing plaintiff's claim with the justice,  
22 which summons shall be served at least five days before the time of  
23 trial mentioned therein, and shall be served by the officer delivering  
24 to the defendant, or leaving at his or her place of abode with some  
25 person over twelve years of age, a true copy of such summons, certified  
26 by the officer to be such.

27 **Sec. 19.** RCW 12.04.030 and 2010 c 8 s 3002 are each amended to  
28 read as follows:

29 Any person desiring to commence an action before a justice of the  
30 peace, by the service of a complaint and notice, can do so by filing  
31 his or her complaint verified by his or her own oath or that of his or  
32 her agent or attorney with the justice, and when such complaint is so  
33 filed, upon payment of his or her fees if demanded, the justice shall  
34 attach thereto a notice, which shall be substantially as follows:

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The State of Washington, }  
 }  
 ..... County. } ss.

To .....

You are hereby notified to be and appear at my office  
in ..... on the .... day of ....., ((19...))  
(year)...., at the hour of ... M., to answer to the  
foregoing complaint or judgment will be taken against you  
as confessed and the prayer of the plaintiff granted.

Dated ....., ((19...)) (year)....  
....., J.P.

**Sec. 20.** RCW 12.04.100 and 1985 c 469 s 6 are each amended to read  
as follows:

In case personal service cannot be had by reason of the absence of  
the defendant from the county in which the action is sought to be  
commenced, it shall be proper to publish the summons or notice with a  
brief statement of the object and prayer of the claim or complaint, in  
some newspaper of general circulation in the county wherein the action  
is commenced, which notice shall be published not less than once a week  
for three weeks prior to the time fixed for the hearing of the cause,  
which shall not be less than four weeks from the first publication of  
the notice.

The notice may be substantially as follows:

The State of Washington, }  
 }  
 County of ..... } ss.

In justice's court, ..... justice.

To .....

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You are hereby notified that . . . . . has filed a complaint (or claim as the case may be) against you in said court which will come on to be heard at my office in . . . . . , in . . . . . county, state of Washington, on the . . . . day of . . . . ., ((A.D. 19--)) (year) . . . . ., at the hour of . . . . o'clock . . . m., and unless you appear and then and there answer, the same will be taken as confessed and the demand of the plaintiff granted. The object and demand of said claim (or complaint, as the case may be) is (here insert a brief statement).

Complaint filed . . . . ., ((A.D. 19--)) (year) . . . . .  
. . . . ., J. P.

**Sec. 21.** RCW 12.04.201 and 2010 c 8 s 3014 are each amended to read as follows:

**FORM OF SUBPOENA**

State of Washington, }  
County of . . . . ., } ss.

To . . . . . :  
In the name of the state of Washington, you are hereby required to appear before the undersigned, one of the justices of the peace in and for said county, on the . . . . day of . . . . ., ((19--)) (year) . . . . ., at . . . . o'clock in the . . . . noon, at his or her office in . . . . ., to give evidence in a certain cause, then and there to be tried, between A B, plaintiff, and C D, defendant, on the part of (the plaintiff, or defendant as the case may be).

Given under my hand this . . . . day of . . . . .,  
((19--)) (year) . . . . .

J. P., Justice of the Peace.

**Sec. 22.** RCW 12.04.203 and 2010 c 8 s 3015 are each amended to read as follows:

1  
2 FORM OF EXECUTION

3 State of Washington, }  
4 } ss.  
5 County of ....., }

6 To the sheriff or any constable of said county:

7 Whereas, judgment against C D, for the sum of  
8 ..... dollars, and ..... dollars cost of suit, was  
9 recovered on the .... day of ....., (~~19...~~)  
10 (year)...., before the undersigned, one of the justices of  
11 the peace in and for said county, at the suit of A B. These  
12 are, therefore, in the name of the state of Washington, to  
13 command you to levy on the goods and chattels of the said  
14 C D (excepting such as the law exempts), and make sale  
15 thereof according to law, to the amount of said sum and  
16 costs upon this writ, and the same return to me within thirty  
17 days, to be rendered to the said A B, for his or her debt,  
18 interests and costs.

19 Given under my hand this .... day of .....,  
20 (~~19...~~) (year)....

21 J. P., Justice of the Peace.

22 FORM OF EXECUTION AGAINST PRINCIPAL  
23 AND SURETY, AFTER EXPIRATION OF  
24 STAY OF EXECUTION

25 State of Washington, }  
26 } ss.  
27 County of ....., }

28 To the sheriff or any constable of said county:



1 State of Washington, }  
2 } ss.  
3 County of ....., }

4 To the sheriff or any constable of said county:

5 In the name of the state of Washington, you are  
6 commanded to attach, and safely keep, the goods and  
7 chattels, moneys, effects and credits of C D, (excepting  
8 such as the law exempts), or so much thereof as shall satisfy  
9 the sum of ..... dollars, with interest and cost of suit, in  
10 whosoever hands or possession the same may be found in  
11 your county, and to provide that the goods and chattels so  
12 attached may be subject to further proceeding thereon, as  
13 the law requires; and of this writ make legal service and due  
14 return.

15 Given under my hand this .... day of .....,  
16 ((19--)) (year)....

17 J. P., Justice of the Peace.

18 **Sec. 25.** RCW 12.04.206 and 2010 c 8 s 3016 are each amended to  
19 read as follows:

20 FORM OF UNDERTAKING IN REPLEVIN

21  
22 Whereas, A B, plaintiff, has commenced an action before J P, one of  
23 the justices of the peace in and for . . . . . county, against C D,  
24 defendant, for the recovery of certain personal property, mentioned and  
25 described in the affidavit of the plaintiff, to wit: [here set forth  
26 the property claimed]. Now, therefore we, A B, plaintiff, E F and G H,  
27 acknowledge ourselves bound unto C D in the sum of . . . . . dollars  
28 for the prosecution of the action for the return of the property to the  
29 defendant, if return thereof be adjudged, and for the payment to him or  
30 her of such sum as may for any cause be recovered against the  
31 plaintiff.

32 Dated the . . . . day of . . . . ., ((19--)) (year) . . . .  
33 A B, E F, G H.

34 **Sec. 26.** RCW 12.04.207 and 2010 c 8 s 3017 are each amended to  
35 read as follows:

1  
2 FORM OF UNDERTAKING IN ATTACHMENT

3 Whereas, an application has been made by A B, plaintiff, to J P,  
4 one of the justices of the peace in and for . . . . . county, for a  
5 writ of attachment against the personal property of C D, defendant;  
6 Now, therefore, we, A B, plaintiff, and E F, acknowledge ourselves  
7 bound to C D in the sum of . . . . . dollars, that if the defendant  
8 recover judgment in this action, the plaintiff will pay all costs that  
9 may be awarded to the defendant, and all damages which he or she may  
10 sustain by reason of the said attachment and not exceeding the sum of  
11 . . . . . dollars.

12 Dated the . . . . day of . . . . ., ((~~19~~ . . . .)) (year) . . . .  
13 A B, E F.

14 FORM OF UNDERTAKING  
15 TO DISCHARGE ATTACHMENT

16 Whereas, a writ of attachment has been issued by J P, one of the  
17 justices of the peace in and for . . . . . county, against the  
18 personal property of C D, defendant, in an action in which A B is  
19 plaintiff; Now, therefore, we C D, defendant, E F, and G H, acknowledge  
20 ourselves bound unto J K, constable, in the sum of . . . . .  
21 dollars, [double the value of the property], engaging to deliver the  
22 property attached, to wit: [here set forth a list of articles  
23 attached], or pay the value thereof to the sheriff or constable, to  
24 whom the execution upon a judgment obtained by plaintiff in the  
25 aforesaid action may be issued.

26 Dated this . . . . day of . . . . ., ((~~19~~ . . . .))  
27 (year) . . . . C D, E F, G H.

28 **Sec. 27.** RCW 12.40.110 and 1998 c 52 s 6 are each amended to read  
29 as follows:

30 (1) If the losing party fails to pay the judgment according to the  
31 terms and conditions thereof within thirty days or is in arrears on any  
32 payment plan, and the prevailing party so notifies the court, the court  
33 shall certify the judgment in substantially the following form:

34 Washington.

35 In the District Court of . . . . . County.

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..... Plaintiff,  
vs.  
..... Defendant.

In the Small Claims Department.

This is to certify that: (1) In a certain action on the  
.... day of ..... (~~19---~~) (year)...., wherein  
..... was plaintiff and ..... defendant,  
jurisdiction of said defendant having been had by personal  
service (or otherwise) as provided by law, judgment was  
entered against ..... in the sum of ..... dollars; (2)  
the judgment has not been paid within (~~twenty~~) thirty days  
or the period otherwise ordered by the court; and (3)  
pursuant to RCW 12.40.105, the amount of the judgment is  
hereby increased by any costs of certification under this  
section and the amount specified in RCW 36.18.012(2).

Witness my hand this .... day of ....., (~~19---~~)  
(year)....

.....  
Clerk of the Small Claims Department.

(2) The clerk shall forthwith enter the judgment transcript on the  
judgment docket of the district court; and thereafter garnishment,  
execution, and other process on execution provided by law may issue  
thereon, as in other judgments of district courts.

(3) Transcripts of such judgments may be filed and entered in  
judgment lien dockets in superior courts with like effect as in other  
cases.

**Sec. 28.** RCW 17.28.090 and 2011 c 336 s 464 are each amended to  
read as follows:

If, from the testimony given before the county commissioners, it  
appears to that board that the public necessity or welfare requires the  
formation of the district, it shall, by an order entered on its  
minutes, declare that to be its finding, and shall further declare and  
order that the territory within the boundaries so fixed and determined  
be organized as a district, under an appropriate name to be selected by



1 the county commissioners, subject to approval of the voters of the  
2 district as hereinafter provided. The name shall contain the words  
3 "mosquito control district."

4 At the time of the declaration establishing and naming the  
5 district, the county commissioners shall by resolution call a special  
6 election to be held not less than thirty days and not more than sixty  
7 days from the date thereof, and shall cause to be published a notice of  
8 such election at least once a week for three consecutive weeks in a  
9 newspaper of general circulation in the county, setting forth the hours  
10 during which the polls will be open, the boundaries of the proposed  
11 district as finally adopted, and the object of the election. If any  
12 portion of the proposed district lies in another county, a notice of  
13 such election shall likewise be published in that county.

14 The election on the formation of the mosquito control district  
15 shall be conducted by the auditor of the county in which the greater  
16 area of the proposed district is located in accordance with the general  
17 election laws of the state and the results thereof shall be canvassed  
18 by that county's canvassing board. For the purpose of conducting an  
19 election under this section, the auditor of the county in which the  
20 greater area of the proposed district is located may appoint the  
21 auditor of any county or the city clerk of any city lying wholly or  
22 partially within the proposed district as his or her deputies. No  
23 person shall be entitled to vote at such election unless he or she is  
24 a qualified voter under the laws of the state in effect at the time of  
25 such election and has resided within the mosquito control district for  
26 at least thirty days preceding the date of the election. The ballot  
27 proposition shall be in substantially the following form:

28 "Shall a mosquito control district be established for the  
29 area described in a resolution of the board of  
30 commissioners of ..... county adopted on the .... day  
31 of ....., ((19...)) (year)....?  
32 YES .....   
33 NO .....

34 If a majority of the persons voting on the proposition shall vote  
35 in favor thereof, the mosquito control district shall thereupon be  
36 established and the county commissioners of the county in which the

1 greater area of the district is situated shall immediately file for  
2 record in the office of the county auditor of each county in which any  
3 portion of the land embraced in the district is situated, and shall  
4 also forward to the county commissioners of each of the other counties,  
5 if any, in which any portion of the district is situated, and also  
6 shall file with the secretary of state, a certified copy of the order  
7 of the county commissioners. From and after the date of the filing of  
8 the certified copy with the secretary of state, the district named  
9 therein is organized as a district, with all the rights, privileges,  
10 and powers set forth in this chapter, or necessarily incident thereto.

11 If a majority of the persons voting on the proposition shall vote  
12 in favor thereof, all expenses of the election shall be paid by the  
13 mosquito control district when organized. If the proposition fails to  
14 receive a majority of votes in favor, the expenses of the election  
15 shall be borne by the respective counties in which the district is  
16 located in proportion to the number of votes cast in said counties.

17 **Sec. 29.** RCW 18.44.251 and 2011 1st sp.s. c 21 s 47 are each  
18 amended to read as follows:

19 A request for a waiver of the required errors and omissions policy  
20 may be accomplished under the statute by submitting to the director an  
21 affidavit that substantially addresses the following:

22 REQUEST FOR WAIVER OF  
23 ERRORS AND OMISSIONS POLICY

24 I, ....., residing at ....., City of ....., County  
25 of ....., State of Washington, declare the following:

- 26 (1) An errors and omissions policy is not reasonably  
27 available to a substantial number of licensed escrow  
28 officers; and
- 29 (2) Purchasing an errors and omissions policy is cost-  
30 prohibitive at this time; and
- 31 (3) I have not engaged in any conduct that resulted in  
32 the termination of my escrow certificate; and
- 33 (4) I have not paid, directly or through an errors and  
34 omissions policy, claims in excess of ten thousand dollars,  
35 exclusive of costs and attorneys' fees, during the calendar  
36 year preceding submission of this affidavit; and

1 (5) I have not paid, directly or through an errors and  
2 omissions policy, claims, exclusive of costs and attorneys'  
3 fees, totaling in excess of twenty thousand dollars in the  
4 three calendar years immediately preceding submission of  
5 this affidavit; and

6 (6) I have not been convicted of a crime involving  
7 honesty or moral turpitude during the calendar year  
8 preceding submission of this application.

9 THEREFORE, in consideration of the above, I,  
10 . . . . ., respectfully request that the director of financial  
11 institutions grant this request for a waiver of the  
12 requirement that I purchase and maintain an errors and  
13 omissions policy covering my activities as an escrow agent  
14 licensed by the state of Washington for the period from  
15 . . . . ., ((19--)) (year) . . . . ., to . . . . ., ((19--))  
16 (year) . . . . .

17 Submitted this day of . . . . day of . . . . ., ((19--))  
18 (year) . . . . .

19 . . . . .  
20 (signature)  
21 State of Washington, }  
22 } ss.  
23 County of . . . . . }

24 I certify that I know or have satisfactory evidence that  
25 . . . . ., signed this instrument and acknowledged it to  
26 be . . . . . free and voluntary act for the uses and  
27 purposes mentioned in the instrument.

28 Dated . . . . .  
29 Signature of  
30 Notary Public . . . . .  
31 (Seal or stamp) Title . . . . .  
32 My appointment expires . . . . .

33 **Sec. 30.** RCW 19.120.040 and 1986 c 320 s 5 are each amended to  
34 read as follows:  
35 Notwithstanding the terms of any motor fuel franchise, the interest

1 of a motor fuel retailer under such an agreement shall be considered  
2 personal property and shall devolve on the death of the motor fuel  
3 retailer to a designated successor in interest of the retailer, limited  
4 to the retailer's spouse, adult child, or adult stepchild or, if no  
5 successor in interest is designated, to the retailer's spouse, if any.  
6 The designation shall be made, witnessed in writing by at least two  
7 persons, and delivered to the motor fuel refiner-supplier during the  
8 term of the franchise. The designation may be revised at any time by  
9 the motor fuel retailer and shall be substantially in the following  
10 form:

11 "I (motor fuel retailer name) at the . . . . . service  
12 station located at . . . . ., in the City of . . . . .,  
13 Washington, designate . . . . . as my successor in interest  
14 under RCW 19.120.030 and . . . . . as my alternate successor  
15 if the originally designated successor is unable or unwilling  
16 so to act.

17 I so specify this . . . . . day of . . . . .,  
18 (~~19. . . . .~~) (year) . . . . ."

19 The motor fuel refiner-supplier shall assist the designated  
20 successor in interest temporarily in the day-to-day operation of the  
21 service station to insure continued operation of the service station.

22 **Sec. 31.** RCW 26.04.090 and 1967 c 26 s 4 are each amended to read  
23 as follows:

24 A person solemnizing a marriage shall, within thirty days  
25 thereafter, make and deliver to the county auditor of the county  
26 wherein the license was issued a certificate for the files of the  
27 county auditor, and a certificate for the files of the state registrar  
28 of vital statistics. The certificate for the files of the county  
29 auditor shall be substantially as follows:

30 STATE OF WASHINGTON }  
31 }  
32 COUNTY OF .....

1 This is to certify that the undersigned, a . . . . ., by  
2 authority of a license bearing date the . . . . day of . . . . .  
3 ((A.D., 19.)) (year) . . . . , and issued by the County  
4 auditor of the county of . . . . ., did, on the . . . . day of  
5 . . . . . ((A.D., 19.)) (year) . . . . , at . . . . in this county  
6 and state, join in lawful wedlock A.B. of the county of  
7 . . . . ., state of . . . . . and C.D. of the county of . . . . .,  
8 state of . . . . ., with their mutual assent, in the presence of  
9 FH and EG, witnesses.

10 In Testimony Whereof, witness the signatures of the  
11 parties to said ceremony, the witnesses and myself, this . . . .  
12 day of . . . . ., ((A.D., 19.)) (year) . . . .

13 The certificate for the files of the state registrar of vital  
14 statistics shall be in accordance with RCW 70.58.200. The certificate  
15 forms for the files of the county auditor and for the files of the  
16 state registrar of vital statistics shall be provided by the state  
17 registrar of vital statistics.

18 **Sec. 32.** RCW 26.18.100 and 2008 c 6 s 1033 are each amended to  
19 read as follows:

20 The wage assignment order shall be substantially in the following  
21 form:

22 IN THE SUPERIOR COURT OF THE  
23 STATE OF WASHINGTON IN AND FOR THE  
24 COUNTY OF . . . . .  
25 . . . . .,  
26 Obligee No. ....  
27 vs.  
28 . . . . ., WAGE ASSIGNMENT  
29 Obligor ORDER  
30 . . . . .,  
31 Employer  
32 THE STATE OF WASHINGTON TO: . . . . .  
33 Employer  
34 AND TO: . . . . .

Obligor

The above-named obligee claims that the above-named obligor is subject to a support order requiring immediate income withholding or is more than fifteen days past due in either child support or maintenance payments, or both, in an amount equal to or greater than the child support or maintenance payable for one month. The amount of the accrued child support or maintenance debt as of this date is . . . . . dollars, the amount of arrearage payments specified in the support or maintenance order (if applicable) is . . . . . dollars per . . . . ., and the amount of the current and continuing support or maintenance obligation under the order is . . . . . dollars per . . . . .

You are hereby commanded to answer this order by filling in the attached form according to the instructions, and you must mail or deliver the original of the answer to the court, one copy to the Washington state support registry, one copy to the obligee or obligee's attorney, and one copy to the obligor within twenty days after service of this wage assignment order upon you.

If you possess any earnings or other remuneration for employment due and owing to the obligor, then you shall do as follows:

(1) Withhold from the obligor's earnings or remuneration each month, or from each regular earnings disbursement, the lesser of:

(a) The sum of the accrued support or maintenance debt and the current support or maintenance obligation;

(b) The sum of the specified arrearage payment amount and the current support or maintenance obligation; or

(c) Fifty percent of the disposable earnings or remuneration of the obligor.

(2) The total amount withheld above is subject to the wage assignment order, and all other sums may be disbursed to the obligor.

(3) Upon receipt of this wage assignment order you shall make immediate deductions from the obligor's earnings or remuneration and remit to the Washington state support registry or other address specified below the proper amounts within five working days of each regular pay interval.

You shall continue to withhold the ordered amounts from nonexempt earnings or remuneration of the obligor until notified by:

1 (a) The court that the wage assignment has been modified or  
2 terminated; or

3 (b) The addressee specified in the wage assignment order under this  
4 section that the accrued child support or maintenance debt has been  
5 paid.

6 You shall promptly notify the court and the addressee specified in  
7 the wage assignment order under this section if and when the employee  
8 is no longer employed by you, or if the obligor no longer receives  
9 earnings or remuneration from you. If you no longer employ the  
10 employee, the wage assignment order shall remain in effect until you  
11 are no longer in possession of any earnings or remuneration owed to the  
12 employee.

13 You shall deliver the withheld earnings or remuneration to the  
14 Washington state support registry or other address stated below within  
15 five working days of each regular pay interval.

16 You shall deliver a copy of this order to the obligor as soon as is  
17 reasonably possible. This wage assignment order has priority over any  
18 other wage assignment or garnishment, except for another wage  
19 assignment or garnishment for child support or maintenance, or order to  
20 withhold or deliver under chapter 74.20A RCW.

21 WHETHER OR NOT YOU OWE ANYTHING TO THE OBLIGOR, YOUR FAILURE TO  
22 ANSWER AS REQUIRED MAY MAKE YOU LIABLE FOR THE AMOUNT OF  
23 SUPPORT MONEYS THAT SHOULD HAVE BEEN WITHHELD FROM THE  
24 OBLIGOR'S EARNINGS OR SUBJECT TO CONTEMPT OF COURT.

25 NOTICE TO OBLIGOR: YOU HAVE A RIGHT TO REQUEST A HEARING IN THE  
26 SUPERIOR COURT THAT ISSUED THIS WAGE ASSIGNMENT ORDER, TO REQUEST THAT  
27 THE COURT QUASH, MODIFY, OR TERMINATE THE WAGE ASSIGNMENT ORDER.  
28 REGARDLESS OF THE FACT THAT YOUR WAGES ARE BEING WITHHELD PURSUANT TO  
29 THIS ORDER, YOU MAY HAVE SUSPENDED OR NOT RENEWED A PROFESSIONAL,  
30 DRIVER'S, OR OTHER LICENSE IF YOU ACCRUE CHILD SUPPORT ARREARAGES  
31 TOTALING MORE THAN SIX MONTHS OF CHILD SUPPORT PAYMENTS OR FAIL TO MAKE  
32 PAYMENTS TOWARDS A SUPPORT ARREARAGE IN AN AMOUNT THAT EXCEEDS SIX  
33 MONTHS OF PAYMENTS.

34 DATED THIS . . . . day of . . . ., ((19.)) (year) . . . .

1 .....  
 2 Obligee, Judge/Court Commissioner  
 3 or obligee's attorney  
 4 Send withheld payments to: .....  
 5 .....  
 6 .....  
 7 .....

8 **Sec. 33.** RCW 26.50.085 and 1992 c 143 s 4 are each amended to read  
 9 as follows:

10 (1) If the respondent was not personally served with the petition,  
 11 notice of hearing, and ex parte order before the hearing, the court  
 12 shall reset the hearing for twenty-four days from the date of entry of  
 13 the order and may order service by publication instead of personal  
 14 service under the following circumstances:

15 (a) The sheriff or municipal officer files an affidavit stating  
 16 that the officer was unable to complete personal service upon the  
 17 respondent. The affidavit must describe the number and types of  
 18 attempts the officer made to complete service;

19 (b) The petitioner files an affidavit stating that the petitioner  
 20 believes that the respondent is hiding from the server to avoid  
 21 service. The petitioner's affidavit must state the reasons for the  
 22 belief that the ((~~petitioner~~—[respondent])) respondent is avoiding  
 23 service;

24 (c) The server has deposited a copy of the summons, in  
 25 substantially the form prescribed in subsection (3) of this section,  
 26 notice of hearing, and the ex parte order of protection in the post  
 27 office, directed to the respondent at the respondent's last known  
 28 address, unless the server states that the server does not know the  
 29 respondent's address; and

30 (d) The court finds reasonable grounds exist to believe that the  
 31 respondent is concealing himself or herself to avoid service, and that  
 32 further attempts to personally serve the respondent would be futile or  
 33 unduly burdensome.

34 (2) The court shall reissue the temporary order of protection not  
 35 to exceed another twenty-four days from the date of reissuing the ex  
 36 parte protection order and order to provide service by publication.



1 (3) The publication shall be made in a newspaper of general  
2 circulation in the county where the petition was brought and in the  
3 county of the last known address of the respondent once a week for  
4 three consecutive weeks. The newspaper selected must be one of the  
5 three most widely circulated papers in the county. The publication of  
6 summons shall not be made until the court orders service by publication  
7 under this section. Service of the summons shall be considered  
8 complete when the publication has been made for three consecutive  
9 weeks. The summons must be signed by the petitioner. The summons  
10 shall contain the date of the first publication, and shall require the  
11 respondent upon whom service by publication is desired, to appear and  
12 answer the petition on the date set for the hearing. The summons shall  
13 also contain a brief statement of the reason for the petition and a  
14 summary of the provisions under the ex parte order. The summons shall  
15 be essentially in the following form:

16 In the ..... court of the state of Washington for  
17 the county of .....  
18 ....., Petitioner  
19 vs. No. ....  
20 ....., Respondent  
21 The state of Washington to ..... (respondent):  
22 You are hereby summoned to appear on the ... day  
23 of ....., (~~19...~~) (year) ....., at ... a.m./p.m., and  
24 respond to the petition. If you fail to respond, an order of  
25 protection will be issued against you pursuant to the  
26 provisions of the domestic violence protection act, chapter  
27 26.50 RCW, for a minimum of one year from the date you  
28 are required to appear. A temporary order of protection has  
29 been issued against you, restraining you from the following:  
30 (Insert a brief statement of the provisions of the ex parte  
31 order). A copy of the petition, notice of hearing, and ex  
32 parte order has been filed with the clerk of this court.  
33 .....  
34 Petitioner .....

35 **Sec. 34.** RCW 35.22.110 and 1965 ex.s. c 47 s 10 are each amended  
36 to read as follows:

1 The authentication of the charter shall be by certificate of the  
2 mayor in substance as follows:

3 "I . . . . ., mayor of the city of . . . . . do hereby certify  
4 that in accordance with the provisions of the Constitution and statutes  
5 of the State of Washington, the city of . . . . . caused fifteen  
6 freeholders to be elected on the . . . . day of . . . . . ((19.))  
7 (year) . . . . to prepare a charter for the city; that due notice of  
8 that election was given in the manner provided by law and that the  
9 following persons were declared elected to prepare and propose a  
10 charter for the city, to wit: . . . . .

11 That thereafter on the . . . . day of . . . . . ((19.))  
12 (year) . . . . the board of freeholders returned a proposed charter for  
13 the city of . . . . . signed by the following members thereof:  
14 . . . . .

15 That thereafter the proposed charter was published in (Indicate  
16 name of newspaper in which published) for at least once each week for  
17 four weeks next preceding the day of submitting the same to the  
18 electors for their approval. (Indicate dates of publication)

19 That thereafter on the . . . . day of . . . . . ((19.))  
20 (year) . . . ., at an election duly called and held, the proposed  
21 charter was submitted to the qualified electors thereof, and the  
22 returns canvassed resulting as follows: For the proposed charter,  
23 . . . . votes; against the proposed charter, . . . . votes; majority  
24 for the proposed charter, . . . . votes; whereupon the charter was  
25 declared adopted by a majority of the qualified electors voting at the  
26 election.

27 I further certify that the foregoing is a full, true and complete  
28 copy of the proposed charter so voted upon and adopted as aforesaid.

29 IN TESTIMONY WHEREOF, I hereunto set my hand and affix the  
30 corporate seal of said city at my office this . . . . day of  
31 . . . . . ((19.)) (year) . . . .

32 Attest:

33 .....

34 Mayor of the city of  
35 Clerk of the city of . . . . . (Corporate Seal)."

1 Immediately after authentication, the authenticated charter shall  
2 be recorded by the city clerk in a book provided for that purpose known  
3 as the charter book of the city of . . . . . and when so recorded  
4 shall be attested by the clerk and mayor under the corporate seal of  
5 the city. All amendments shall be in like manner recorded and  
6 attested.

7 All courts shall take judicial notice of a charter and all  
8 amendments thereto when recorded and attested as required in this  
9 section.

10 **Sec. 35.** RCW 35.58.090 and 1993 c 240 s 3 are each amended to read  
11 as follows:

12 The election on the formation of the metropolitan municipal  
13 corporation shall be conducted by the auditor of the central county in  
14 accordance with the general election laws of the state and the results  
15 thereof shall be canvassed by the county canvassing board of the  
16 central county, which shall certify the result of the election to the  
17 county legislative authority of the central county, and shall cause a  
18 certified copy of such canvass to be filed in the office of the  
19 secretary of state. Notice of the election shall be published in one  
20 or more newspapers of general circulation in each component county in  
21 the manner provided in the general election laws. No person shall be  
22 entitled to vote at such election unless that person is a qualified  
23 voter under the laws of the state in effect at the time of such  
24 election and has resided within the metropolitan area for at least  
25 thirty days preceding the date of the election. The ballot proposition  
26 shall be in substantially the following form:

27 "FORMATION OF METROPOLITAN  
28 MUNICIPAL CORPORATION

29 Shall a metropolitan municipal corporation be established for  
30 the area described in a resolution of the county legislative  
31 authority of . . . . . county adopted on the . . . . day of  
32 . . . . ., (~~19. . . . .~~) (year) . . . . ., to perform the  
33 metropolitan functions of . . . . . (here insert the title of  
34 each of the functions to be authorized as set forth in the  
35 petition or initial resolution).

36 YES . . . . .

1 NO . . . . .  "

2 If a majority of the persons voting on the proposition residing  
3 within the central city shall vote in favor thereof and a majority of  
4 the persons voting on the proposition residing in the metropolitan area  
5 outside of the central city shall vote in favor thereof, the  
6 metropolitan municipal corporation shall thereupon be established and  
7 the county legislative authority of the central county shall adopt a  
8 resolution setting a time and place for the first meeting of the  
9 metropolitan council which shall be held not later than sixty days  
10 after the date of such election. A copy of such resolution shall be  
11 transmitted to the legislative body of each component city and county  
12 and of each special district which shall be affected by the particular  
13 metropolitan functions authorized.

14 At the same election there shall be submitted to the voters  
15 residing within the metropolitan area, for their approval or rejection,  
16 a proposition authorizing the metropolitan municipal corporation, if  
17 formed, to levy at the earliest time permitted by law on all taxable  
18 property located within the metropolitan municipal corporation a  
19 general tax, for one year, of twenty-five cents per thousand dollars of  
20 assessed value in excess of any constitutional or statutory limitation  
21 for authorized purposes of the metropolitan municipal corporation. The  
22 proposition shall be expressed on the ballots in substantially the  
23 following form:

24 "ONE YEAR TWENTY-FIVE CENTS  
25 PER THOUSAND DOLLARS OF  
26 ASSESSED VALUE LEVY

27 Shall the metropolitan municipal corporation, if formed, levy  
28 a general tax of twenty-five cents per thousand dollars of  
29 assessed value for one year upon all the taxable property  
30 within said corporation in excess of the constitutional and/or  
31 statutory tax limits for authorized purposes of the  
32 corporation?

33 YES . . . . .   
34 NO . . . . .  "

35 Such proposition to be effective must be approved by a majority of at  
36 least three-fifths of the persons voting on the proposition to levy

1 such tax, with a forty percent validation requirement, in the manner  
2 set forth in Article VII, section 2(a) of the Constitution of this  
3 state.

4 **Sec. 36.** RCW 35A.08.120 and 1967 ex.s. c 119 s 35A.08.120 are each  
5 amended to read as follows:

6 The authentication of the charter shall be by certificate of the  
7 mayor in substance as follows:

8 "I, . . . . ., mayor of the city of . . . . ., do hereby  
9 certify that in accordance with the provisions of the Constitution and  
10 statutes of the state of Washington, the city of . . . . . caused  
11 fifteen freeholders to be elected on the . . . . . day of  
12 . . . . ., (~~19. . . . .~~) (year) . . . . . as a charter commission to  
13 prepare a charter for the city; that due notice of that election was  
14 given in the manner provided by law and that the following persons were  
15 declared elected to prepare and propose a charter for the city, to wit:  
16 . . . . .

17 That thereafter on the . . . . . day of . . . . ., (~~19. . . . .~~)  
18 (year) . . . . . the charter commission returned a proposed charter for  
19 the city of . . . . . signed by the following members thereof:  
20 . . . . .

21 That thereafter the proposed charter was published in  
22 . . . . . (indicate name of newspaper in which published), for  
23 at least once each week for four weeks next preceding the day of  
24 submitting the same to the electors for their approval.  
25 (Indicate dates of publication.)

26 That thereafter on the . . . . . day of . . . . ., (~~19. . . . .~~)  
27 (year) . . . . ., at an election duly called and held, the proposed  
28 charter was submitted to the qualified electors thereof, and the  
29 returns canvassed resulting as follows: For the proposed charter  
30 . . . . . votes; against the proposed charter, . . . . . votes; majority  
31 for the proposed charter, . . . . . votes; whereupon the charter was  
32 declared adopted by a majority of the qualified electors voting at the  
33 election.

34 I further certify that the foregoing is a full, true and complete  
35 copy of the proposed charter so voted upon and adopted as aforesaid.

36 IN TESTIMONY WHEREOF, I hereunto set my hand and affix the

1 corporate seal of the said city at my office this . . . . day of  
2 . . . . ., (~~19. . . .~~) (year) . . . .

3 .....  
4 Mayor of the city of .....

5 Attest:  
6 . . . . .  
7 Clerk of the city of . . . . . (corporate seal)."

8 Immediately after authentication, the authenticated charter shall  
9 be recorded by the city clerk in a book provided for that purpose known  
10 as the charter book of the city of . . . . . and when so recorded  
11 shall be attested by the clerk and mayor under the corporate seal of  
12 the city. All amendments shall be in like manner recorded and  
13 attested.

14 All courts shall take judicial notice of a charter and all  
15 amendments thereto when recorded and attested as required in this  
16 section.

17 **Sec. 37.** RCW 36.24.110 and 2009 c 549 s 4037 are each amended to  
18 read as follows:

19 The coroner's warrant shall be in substantially the following form:

20 State of Washington, }  
21 } ss.  
22 County of .....

23 To any sheriff or constable of the county.  
24 An inquisition having been this day found by the  
25 coroner's jury, before me, stating that A B has come to his  
26 or her death by the act of C D, by criminal means (or as the  
27 case may be, as found by the inquisition), you are therefore  
28 commanded, in the name of the state of Washington,  
29 forthwith to arrest the above named C D, and take him or  
30 her before the nearest or most accessible magistrate in this  
31 county.

32 Given under my hand this . . . . day of . . . . , (~~A.D.~~  
33 ~~19. . . .~~) (year) . . . .  
34 E F, coroner of the county of .....

1       **Sec. 38.** RCW 36.60.020 and 1983 c 303 s 9 are each amended to read  
2 as follows:

3       (1) A county legislative authority proposing to establish a county  
4 rail district, or to modify the boundaries of an existing county rail  
5 district, or to dissolve an existing county rail district, shall  
6 conduct a hearing at the time and place specified in a notice published  
7 at least once, not less than ten days prior to the hearing, in a  
8 newspaper of general circulation within the proposed county rail  
9 district. This notice shall be in addition to any other notice  
10 required by law to be published. Additional notice of the hearing may  
11 be given by mail, posting within the proposed county rail district, or  
12 in any manner the county legislative authority deems necessary to  
13 notify affected persons. All hearings shall be public and the county  
14 legislative authority shall hear objections from any person affected by  
15 the formation, modification of the boundaries, or dissolution of the  
16 county rail district.

17       (2) Following the hearing held under subsection (1) of this  
18 section, the county legislative authority may adopt a resolution  
19 providing for the submission of a proposal to establish a county rail  
20 district, modify the boundaries of an existing county rail district, or  
21 dissolve an existing county rail district, if the county legislative  
22 authority finds the proposal to be in the public interest. The  
23 resolution shall contain the boundaries of the district if applicable.

24       A proposition to create a county rail district, modify the  
25 boundaries of an existing county rail district, or dissolve an existing  
26 rail district shall be submitted to the affected voters at the next  
27 general election held sixty or more days after the adoption of the  
28 resolution providing for the submittal by the county legislative  
29 authority. The resolution shall establish the boundaries of the  
30 district and include a finding that the creation of the district is in  
31 the public interest and that the area included within the district can  
32 reasonably be expected to benefit from its creation. No portion of a  
33 city may be included in such a district unless the entire city is  
34 included.

35       The district shall be created upon approval of the proposition by  
36 simple majority vote. The ballot proposition submitted to the voters  
37 shall be in substantially the following form:

38               FORMATION OF COUNTY RAIL DISTRICT . . . . .

1 Shall a county rail district be established for the area described in  
2 a resolution of the legislative authority of . . . . . county,  
3 adopted on the . . . . day of . . . . . , (~~19.---~~) (year) . . . . ?

4 Yes . . . . .

5 No . . . . .

6 **Sec. 39.** RCW 36.68.470 and 1981 c 210 s 6 are each amended to read  
7 as follows:

8 (1) Upon making findings under the provisions of RCW 36.68.460, the  
9 county legislative authority shall, by resolution, order an election of  
10 the voters of the proposed park and recreation service area to  
11 determine if the service area shall be formed. The county legislative  
12 authority shall in their resolution direct the county auditor to set  
13 the election to be held at the next general election or at a special  
14 election held for such purpose; describe the purposes of the proposed  
15 service area; set forth the estimated cost of any initial improvements  
16 or services to be financed by the service area should it be formed;  
17 describe the method of financing the initial improvements or services  
18 described in the resolution or petition; and order that notice of  
19 election be published in a newspaper of general circulation in the  
20 county at least twice prior to the election date.

21 (2) A proposition to form a park and recreation service area shall  
22 be submitted to the voters of the proposed service area. Upon approval  
23 by a majority of the voters voting on the proposition, a park and  
24 recreation service area shall be established. The proposition  
25 submitted to the voters by the county auditor on the ballot shall be in  
26 substantially the following form:

27 **FORMATION OF PARK AND**  
28 **RECREATION SERVICE AREA**

29 Shall a park and recreation service area be established  
30 for the area described in a resolution of the legislative  
31 authority of . . . . . county, adopted on the . . . . day of  
32 . . . . . (~~19.---~~) (year) . . . . , to provide financing for  
33 neighborhood park facilities, improvements, and services?

34 Yes . . . . . No . . . . .



1       **Sec. 40.** RCW 41.50.590 and 1991 c 365 s 8 are each amended to read  
2 as follows:

3       The mandatory benefits assignment order shall be in the following  
4 form:

5                               IN THE SUPERIOR COURT OF THE STATE OF  
6                               WASHINGTON IN AND FOR THE COUNTY OF

7                               .....

8                               .....,

9                               Obligee                No.....

10                              vs.

11   MANDATORY

12                              .....,       BENEFITS ASSIGNMENT

13                              Obligor               ORDER

14                              .....,

15                              The Department of Retirement Systems  
16                              of the State of Washington

17                              THE STATE OF WASHINGTON TO: The Department  
18                              of Retirement Systems

19                              AND TO:       .....

20   Obligor

21       The above-named obligee claims that the above-named obligor is more  
22 than fifteen days past due in spousal maintenance payments and that the  
23 total amount of such past due payments is equal to or greater than one  
24 hundred dollars or that the obligor has requested a withdrawal of  
25 accumulated contributions from the department of retirement systems.  
26 The amount of the accrued past due spousal maintenance debt as of this  
27 date is . . . . . dollars. If the obligor is receiving periodic  
28 retirement payments from the department, the amount to be withheld from  
29 the obligor's benefits to satisfy such accrued spousal maintenance is  
30 . . . . . dollars per month and the amount to be withheld from the  
31 obligor's benefits to satisfy current and continuing spousal  
32 maintenance is . . . . . per month. Upon satisfaction of the accrued  
33 past due spousal maintenance debt, the department shall withhold only  
34 . . . . . dollars, the amount necessary to satisfy current and  
35 continuing spousal maintenance from the obligor's benefits. If the

1 obligor has requested a withdrawal of accumulated contributions from  
2 the department, the amount to be withheld from the obligor's benefits  
3 to satisfy such accrued spousal maintenance is . . . . . dollars.

4 You are hereby commanded to answer this order by filling in the  
5 attached form according to the instructions, and you must mail or  
6 deliver the original of the answer to the court, one copy to the  
7 obligee or obligee's attorney, and one copy to the obligor within  
8 twenty days after service of this benefits assignment order upon you.

9 (1) If you are currently paying periodic retirement payments to the  
10 obligor, then you shall do as follows:

11 (a) Withhold from the obligor's retirement payments each month the  
12 lesser of:

13 (i) The sum of the specified arrearage payment amount plus the  
14 specified current spousal maintenance amount; or

15 (ii) Fifty percent of the disposable benefits of the obligor.

16 (b) The total amount withheld above is subject to the mandatory  
17 benefits assignment order, and all other sums may be disbursed to the  
18 obligor.

19 You shall continue to withhold the ordered amounts from nonexempt  
20 benefits of the obligor until notified by a court order that the  
21 mandatory benefits assignment order has been modified or terminated.  
22 You shall promptly notify the court if and when the obligor is no  
23 longer receiving periodic retirement payments from the department of  
24 retirement systems.

25 You shall deliver the withheld benefits to the clerk of the court  
26 that issued this mandatory benefits assignment order each month, but  
27 the first delivery shall occur no sooner than twenty days after your  
28 receipt of this mandatory benefits assignment order.

29 (2) If you are not currently paying periodic retirement payments to  
30 the obligor but the obligor has requested a withdrawal of accumulated  
31 contributions, then you shall do as follows:

32 (a) Withhold from the obligor's benefits the sum of the specified  
33 arrearage payment amount plus the specified interest amount, up to one  
34 hundred percent of the disposable benefits of the obligor.

35 (b) The total amount withheld above is subject to the mandatory  
36 benefits assignment order, and all other sums may be disbursed to the  
37 obligor.

1 You shall mail a copy of this order and a copy of your answer to  
2 the obligor at the mailing address in the department's files as soon as  
3 is reasonably possible. This mandatory benefits assignment order has  
4 priority over any assignment or order of execution, garnishment,  
5 attachment, levy, or similar legal process authorized by Washington  
6 law, except for a wage assignment order for child support under chapter  
7 26.18 RCW or order to withhold or deliver under chapter 74.20A RCW.

8 NOTICE TO OBLIGOR: YOU HAVE A RIGHT TO  
9 REQUEST A HEARING IN THE SUPERIOR COURT  
10 THAT ISSUED THIS MANDATORY BENEFITS  
11 ASSIGNMENT ORDER, TO REQUEST THAT THE  
12 COURT QUASH, MODIFY, OR TERMINATE THE  
13 MANDATORY BENEFITS ASSIGNMENT ORDER.

14 DATED THIS .... day of ....., ((19...))  
15 (year)....  
16 .....  
17 Obligee, Judge/Court Commissioner  
18 or obligee's attorney

19 **Sec. 41.** RCW 43.20B.040 and 1990 c 100 s 3 are each amended to  
20 read as follows:

21 The form of the lien in RCW 43.20B.060 shall be substantially as  
22 follows:

23 STATEMENT OF LIEN

24 Notice is hereby given that the State of Washington, Department of  
25 Social and Health Services, has rendered assistance or provided  
26 residential care to . . . . ., a person who was injured on or about  
27 the . . . . day of . . . . . in the county of . . . . . state of  
28 . . . . ., and the said department hereby asserts a lien, to the  
29 extent provided in RCW 43.20B.060, for the amount of such assistance or  
30 residential care, upon any sum due and owing . . . . . (name of  
31 injured person) from . . . . ., alleged to have caused the injury,  
32 and/or his or her insurer and from any other person or insurer liable  
33 for the injury or obligated to compensate the injured person on account  
34 of such injuries by contract or otherwise.

STATE OF WASHINGTON, DEPARTMENT  
OF SOCIAL AND HEALTH SERVICES

By: ..... (Title)

STATE OF WASHINGTON }  
COUNTY OF } ss.

I, ....., being first duly sworn, on oath state: That I  
am ..... (title); that I have read the foregoing Statement  
of Lien, know the contents thereof, and believe the same to  
be true.

.....  
Signed and sworn to or affirmed before me this ...  
day of ....., (~~19---~~) (year) ....  
by .....  
(name of person making statement).  
(Seal or stamp)

.....  
Notary Public in and for the State  
of Washington  
My appointment expires: .....

**Sec. 42.** RCW 58.09.080 and 1973 c 50 s 8 are each amended to read  
as follows:

Certificates shall appear on the record of survey map as follows:

SURVEYOR'S CERTIFICATE

This map correctly represents a survey made by me or under my  
direction in conformance with the requirements of the Survey Recording  
Act at the request of . . . . . in . . . . ., (~~19---~~)  
(year) . . . . .

Name of Person  
(Signed and Sealed) .....  
Certificate No. ....

AUDITOR'S CERTIFICATE

1 Filed for record this . . . . day of . . . . ., ((~~19. . . .~~))  
2 (year) . . . . at . . . . .M. in book . . . . of . . . . at page  
3 . . . . at the request of . . . . .

4 (Signed) .....  
5 County Auditor

6 **Sec. 43.** RCW 59.18.257 and 2012 c 41 s 3 are each amended to read  
7 as follows:

8 (1)(a) Prior to obtaining any information about a prospective  
9 tenant, the prospective landlord shall first notify the prospective  
10 tenant in writing, or by posting, of the following:

11 (i) What types of information will be accessed to conduct the  
12 tenant screening;

13 (ii) What criteria may result in denial of the application; and

14 (iii) If a consumer report is used, the name and address of the  
15 consumer reporting agency and the prospective tenant's rights to obtain  
16 a free copy of the consumer report in the event of a denial or other  
17 adverse action, and to dispute the accuracy of information appearing in  
18 the consumer report.

19 (b)(i) The landlord may charge a prospective tenant for costs  
20 incurred in obtaining a tenant screening report only if the prospective  
21 landlord provides the information as required in (a) of this  
22 subsection.

23 (ii) If a prospective landlord conducts his or her own screening of  
24 tenants, the prospective landlord may charge his or her actual costs in  
25 obtaining the background information only if the prospective landlord  
26 provides the information as required in (a) of this subsection. The  
27 amount charged may not exceed the customary costs charged by a  
28 screening service in the general area. The prospective landlord's  
29 actual costs include costs incurred for long distance phone calls and  
30 for time spent calling landlords, employers, and financial  
31 institutions.

32 (c) If a prospective landlord takes an adverse action, the  
33 prospective landlord shall provide a written notice of the adverse  
34 action to the prospective tenant that states the reasons for the  
35 adverse action. The adverse action notice must contain the following

1 information in a substantially similar format, including additional  
2 information as may be required under chapter 19.182 RCW:

3 "ADVERSE ACTION NOTICE

4 Name

5 Address

6 City/State/Zip Code

7 This notice is to inform you that your application has been:

8 ..... Rejected

9 ..... Approved with conditions:

10 ..... Residency requires an increased deposit

11 ..... Residency requires a qualified guarantor

12 ..... Residency requires last month's rent

13 ..... Residency requires an increased monthly rent of \$.....

14 ..... Other:

15 Adverse action on your application was based on the following:

16 ..... Information contained in a consumer report (The prospective  
17 landlord must include the name, address, and phone number of the  
18 consumer reporting agency that furnished the consumer report that  
19 contributed to the adverse action.)

20 ..... The consumer credit report did not contain sufficient information

21 ..... Information received from previous rental history or reference

22 ..... Information received in a criminal record

23 ..... Information received in a civil record

24 ..... Information received from an employment verification

25 Dated this ..... day of ....., (~~20....~~) (year) . . . .

26 Agent/Owner Signature"

27 (2) Any landlord or prospective landlord who violates this section  
28 may be liable to the prospective tenant for an amount not to exceed one  
29 hundred dollars. The prevailing party may also recover court costs and  
30 reasonable attorneys' fees.

31 (3) A stakeholder work group comprised of landlords, tenant  
32 advocates, and representatives of consumer reporting and tenant  
33 screening companies shall convene for the purposes of addressing the  
34 issues of tenant screening including, but not limited to: A tenant's  
35 cost of obtaining a tenant screening report; the portability of tenant

1 screening reports; criteria used to evaluate a prospective tenant's  
2 background, including which court records may or may not be considered;  
3 and the regulation of tenant screening services. Specific  
4 recommendations on these issues are due to the legislature by December  
5 1, 2012.

6 (4) This section does not limit a prospective tenant's rights or  
7 the duties of a screening service as otherwise provided in chapter  
8 19.182 RCW.

9 **Sec. 44.** RCW 59.18.575 and 2009 c 395 s 2 are each amended to read  
10 as follows:

11 (1)(a) If a tenant notifies the landlord in writing that he or she  
12 or a household member was a victim of an act that constitutes a crime  
13 of domestic violence, sexual assault, unlawful harassment, or stalking,  
14 and either (a)(i) or (ii) of this subsection applies, then subsection  
15 (2) of this section applies:

16 (i) The tenant or the household member has a valid order for  
17 protection under one or more of the following: Chapter 7.90, 26.50, or  
18 26.26 RCW or RCW 9A.46.040, 9A.46.050, 10.14.080, 10.99.040 (2) or (3),  
19 or 26.09.050; or

20 (ii) The tenant or the household member has reported the domestic  
21 violence, sexual assault, unlawful harassment, or stalking to a  
22 qualified third party acting in his or her official capacity and the  
23 qualified third party has provided the tenant or the household member  
24 a written record of the report signed by the qualified third party.

25 (b) When a copy of a valid order for protection or a written record  
26 of a report signed by a qualified third party, as required under (a) of  
27 this subsection, is made available to the landlord, the tenant may  
28 terminate the rental agreement and quit the premises without further  
29 obligation under the rental agreement or under this chapter (~~59.18~~  
30 ~~RCW~~). However, the request to terminate the rental agreement must  
31 occur within ninety days of the reported act, event, or circumstance  
32 that gave rise to the protective order or report to a qualified third  
33 party. A record of the report to a qualified third party that is  
34 provided to the tenant or household member shall consist of a document  
35 signed and dated by the qualified third party stating: (i) That the  
36 tenant or the household member notified him or her that he or she was  
37 a victim of an act or acts that constitute a crime of domestic

1 violence, sexual assault, unlawful harassment, or stalking; (ii) the  
2 time and date the act or acts occurred; (iii) the location where the  
3 act or acts occurred; (iv) a brief description of the act or acts of  
4 domestic violence, sexual assault, unlawful harassment, or stalking;  
5 and (v) that the tenant or household member informed him or her of the  
6 name of the alleged perpetrator of the act or acts. The record of the  
7 report provided to the tenant or household member shall not include the  
8 name of the alleged perpetrator of the act or acts of domestic  
9 violence, sexual assault, unlawful harassment, or stalking. The  
10 qualified third party shall keep a copy of the record of the report and  
11 shall note on the retained copy the name of the alleged perpetrator of  
12 the act or acts of domestic violence, sexual assault, unlawful  
13 harassment, or stalking. The record of the report to a qualified third  
14 party may be accomplished by completion of a form provided by the  
15 qualified third party, in substantially the following form:

16 .....  
17 [Name of organization, agency, clinic, professional service provider]

- 18 I and/or my ..... (household member) am/is a victim of  
19 ... domestic violence as defined by RCW 26.50.010.  
20 ... sexual assault as defined by RCW 70.125.030.  
21 ... stalking as defined by RCW 9A.46.110.  
22 ... unlawful harassment as defined by RCW 59.18.570.

23 Briefly describe the incident of domestic violence, sexual assault, unlawful harassment, or stalking: .....  
24 .....

25 The incident(s) that I rely on in support of this declaration occurred on the following date(s) and time(s) and at the  
26 following location(s): .....

27 The incident(s) that I rely on in support of this declaration were committed by the following person(s): .....  
28 .....

29 I state under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

30 Dated at ..... (city) .., Washington, this ... day of ....., ((20--)) (year).....

31 .....  
32 Signature of Tenant or  
33 Household Member

34 I verify that I have provided to the person whose signature appears above the statutes cited in RCW 59.18.575 and  
35 that the individual was a victim of an act that constitutes a crime of domestic violence, sexual assault, unlawful  
36 harassment, or stalking, and that the individual informed me of the name of the alleged perpetrator of the act.

37 Dated this ... day of ....., ((20--)) (year).....



1 .....  
2 Signature of authorized  
3 officer/employee of  
4 (Organization, agency,  
5 clinic, professional  
6 service provider)

7 (2) A tenant who terminates a rental agreement under this section  
8 is discharged from the payment of rent for any period following the  
9 last day of the month of the quitting date. The tenant shall remain  
10 liable for the rent for the month in which he or she terminated the  
11 rental agreement unless the termination is in accordance with RCW  
12 59.18.200(1). Notwithstanding lease provisions that allow for  
13 forfeiture of a deposit for early termination, a tenant who terminates  
14 under this section is entitled to the return of the full deposit,  
15 subject to RCW 59.18.020 and 59.18.280. Other tenants who are parties  
16 to the rental agreement, except household members who are the victims  
17 of sexual assault, stalking, unlawful harassment, or domestic violence,  
18 are not released from their obligations under the rental agreement or  
19 other obligations under this chapter.

20 (3)(a) Notwithstanding any other provision under this section, if  
21 a tenant or a household member is a victim of sexual assault, stalking,  
22 or unlawful harassment by a landlord, the tenant may terminate the  
23 rental agreement and quit the premises without further obligation under  
24 the rental agreement or under this chapter prior to making a copy of a  
25 valid order for protection or a written record of a report signed by a  
26 qualified third party available to the landlord, provided that:

27 (i) The tenant must deliver a copy of a valid order for protection  
28 or written record of a report signed by a qualified third party to the  
29 landlord by mail, fax, or personal delivery by a third party within  
30 seven days of quitting the tenant's dwelling unit; and

31 (ii) A written record of a report signed by the qualified third  
32 party must be substantially in the form specified under subsection  
33 (1)(b) of this section. The record of the report provided to the  
34 landlord must not include the name of the alleged perpetrator of the  
35 act. On written request by the landlord, the qualified third party  
36 shall, within seven days, provide the name of the alleged perpetrator

1 of the act to the landlord only if the alleged perpetrator was a person  
2 meeting the definition of the term "landlord" under RCW 59.18.570.

3 (b) A tenant who terminates his or her rental agreement under this  
4 subsection is discharged from the payment of rent for any period  
5 following the latter of: (i) The date the tenant vacates the unit; or  
6 (ii) the date the record of the report of the qualified third party and  
7 the written notice that the tenant has vacated are delivered to the  
8 landlord by mail, fax, or personal delivery by a third party. The  
9 tenant is entitled to a pro rata refund of any prepaid rent and must  
10 receive a full and specific statement of the basis for retaining any of  
11 the deposit together with any refund due in accordance with RCW  
12 59.18.280.

13 (4) If a tenant or a household member is a victim of sexual  
14 assault, stalking, or unlawful harassment by a landlord, the tenant may  
15 change or add locks to the tenant's dwelling unit at the tenant's  
16 expense. If a tenant exercises his or her rights to change or add  
17 locks, the following rules apply:

18 (a) Within seven days of changing or adding locks, the tenant must  
19 deliver to the landlord by mail, fax, or personal delivery by a third  
20 party: (i) Written notice that the tenant has changed or added locks;  
21 and (ii) a copy of a valid order for protection or a written record of  
22 a report signed by a qualified third party. A written record of a  
23 report signed by a qualified third party must be substantially in the  
24 form specified under subsection (1)(b) of this section. The record of  
25 the report provided to the landlord must not include the name of the  
26 alleged perpetrator of the act. On written request by the landlord,  
27 the qualified third party shall, within seven days, provide the name of  
28 the alleged perpetrator to the landlord only if the alleged perpetrator  
29 was a person meeting the definition of the term "landlord" under RCW  
30 59.18.570.

31 (b) After the tenant provides notice to the landlord that the  
32 tenant has changed or added locks, the tenant's rental agreement shall  
33 terminate on the ninetieth day after providing such notice, unless:

34 (i) Within sixty days of providing notice that the tenant has  
35 changed or added locks, the tenant notifies the landlord in writing  
36 that the tenant does not wish to terminate his or her rental agreement.  
37 If the perpetrator has been identified by the qualified third party and  
38 is no longer an employee or agent of the landlord or owner and does not

1 reside at the property, the tenant shall provide the owner or owner's  
2 designated agent with a copy of the key to the new locks at the same  
3 time as providing notice that the tenant does not wish to terminate his  
4 or her rental agreement. A tenant who has a valid protection,  
5 antiharassment, or other protective order against the owner of the  
6 premises or against an employee or agent of the landlord or owner is  
7 not required to provide a key to the new locks until the protective  
8 order expires or the tenant vacates; or

9 (ii) The tenant exercises his or her rights to terminate the rental  
10 agreement under subsection (3) of this section within sixty days of  
11 providing notice that the tenant has changed or added locks.

12 (c) After a landlord receives notice that a tenant has changed or  
13 added locks to his or her dwelling unit under (a) of this subsection,  
14 the landlord may not enter the tenant's dwelling unit except as  
15 follows:

16 (i) In the case of an emergency, the landlord may enter the unit if  
17 accompanied by a law enforcement or fire official acting in his or her  
18 official capacity. If the landlord reasonably concludes that the  
19 circumstances require immediate entry into the unit, the landlord may,  
20 after notifying emergency services, use such force as necessary to  
21 enter the unit if the tenant is not present; or

22 (ii) The landlord complies with the requirements of RCW 59.18.150  
23 and clearly specifies in writing the time and date that the landlord  
24 intends to enter the unit and the purpose for entering the unit. The  
25 tenant must make arrangements to permit access by the landlord.

26 (d) The exercise of rights to change or add locks under this  
27 subsection does not discharge the tenant from the payment of rent until  
28 the rental agreement is terminated and the tenant vacates the unit.

29 (e) The tenant may not change any locks to common areas and must  
30 make keys for new locks available to other household members.

31 (f) Upon vacating the dwelling unit, the tenant must deliver the  
32 key and all copies of the key to the landlord by mail or personal  
33 delivery by a third party.

34 (5) A tenant's remedies under this section do not preempt any other  
35 legal remedy available to the tenant.

36 (6) The provision of verification of a report under subsection  
37 (1)(b) of this section does not waive the confidential or privileged  
38 nature of the communication between a victim of domestic violence,

1 sexual assault, or stalking with a qualified third party pursuant to  
2 RCW 5.60.060, 70.123.075, or 70.125.065. No record or evidence  
3 obtained from such disclosure may be used in any civil, administrative,  
4 or criminal proceeding against the victim unless a written waiver of  
5 applicable evidentiary privilege is obtained, except that the  
6 verification itself, and no other privileged information, under  
7 subsection (1)(b) of this section may be used in civil proceedings  
8 brought under this section.

9 **Sec. 45.** RCW 60.08.020 and 2012 c 117 s 131 are each amended to  
10 read as follows:

11 In order to make such lien effectual, the lien claimant shall,  
12 within ninety days from the date of delivery of such chattel to the  
13 owner, file in the office of the auditor of the county in which such  
14 chattel is kept, a lien notice, which notice shall state the name of  
15 the claimant, the name of the owner, a description of the chattel upon  
16 which the claimant has performed labor or furnished material, the  
17 amount for which a lien is claimed, and the date upon which such  
18 expenditure of labor or material was completed, which notice shall be  
19 signed by the claimant or someone on his or her behalf, and may be in  
20 substantially the following form:

21 CHATTEL LIEN NOTICE.

22 ..... Claimant, }  
23 against }  
24 ..... Owner. }

25 Notice is hereby given that ..... has and claims a  
26 lien upon (here insert description of chattel), owned by  
27 ..... for the sum of ..... dollars, for and on account of  
28 labor, skill and material expended upon said .....  
29 which was completed upon the .... day of .....,  
30 ((19--)) (year)....

31 .....  
32 Claimant.

33 **Sec. 46.** RCW 61.12.020 and 1929 c 33 s 12 are each amended to read  
34 as follows:

35 Mortgages of land may be made in substantially the following form:

1 The mortgagor (here insert name or names) mortgages to (here insert  
2 name or names) to secure the payment of (here insert the nature and  
3 amount of indebtedness, showing when due, rate of interest, and whether  
4 evidenced by note, bond or other instrument or not) the following  
5 described real estate (here insert description) situated in the county  
6 of . . . . ., state of Washington.

7 Dated this . . . . day of . . . . ., (~~19. . . .~~) (year) . . . . .

8 Every such mortgage, when otherwise properly executed, shall be deemed  
9 and held a good and sufficient conveyance and mortgage to secure the  
10 payment of the money therein specified. The parties may insert in such  
11 mortgage any lawful agreement or condition.

12 **Sec. 47.** RCW 61.24.045 and 2008 c 153 s 4 are each amended to read  
13 as follows:

14 Any person desiring a copy of any notice of sale described in RCW  
15 61.24.040(1)(f) under any deed of trust, other than a person entitled  
16 to receive such a notice under RCW 61.24.040(1) (b) or (c), must, after  
17 the recordation of such deed of trust and before the recordation of the  
18 notice of sale, cause to be filed for record, in the office of the  
19 auditor of any county in which the deed of trust is recorded, a duly  
20 acknowledged request for a copy of any notice of sale. The request  
21 shall be signed and acknowledged by the person to be notified or such  
22 person's agent, attorney, or representative; shall set forth the name,  
23 mailing address, and telephone number, if any, of the person or persons  
24 to be notified; shall identify the deed of trust by stating the names  
25 of the parties thereto, the date the deed of trust was recorded, the  
26 legal description of the property encumbered by the deed of trust, and  
27 the auditor's file number under which the deed of trust is recorded;  
28 and shall be in substantially the following form:

29 REQUEST FOR NOTICE

30 Request is hereby made that a copy of any notice of sale described in  
31 RCW 61.24.040(1)(f) under that certain Deed of Trust dated . . . . .,  
32 (~~20. . . .~~) (year) . . . . ., recorded on . . . . ., (~~20. . . .~~)  
33 (year) . . . . ., under auditor's file No. . . . . ., records of  
34 . . . . . County, Washington, from . . . . ., as Grantor, to  
35 . . . . ., as Trustee, to secure an obligation in favor of  
36 . . . . ., as Beneficiary, and affecting the following  
37 described real property:

(Legal Description)

be sent by both first-class and either registered or certified mail, return receipt requested, to . . . . . at . . . . .

Dated this . . . . day of . . . . ., ((~~20. . . .~~)) (year) . . . .

.....  
Signature

(Acknowledgment)

A request for notice under this section shall not affect title to, or be deemed notice to any person that any person has any right, title, interest in, lien or charge upon, the property described in the request for notice.

**Sec. 48.** RCW 62A.3-522 and 2000 c 215 s 2 are each amended to read as follows:

In addition to sending a notice of dishonor to the drawer of the check under RCW 62A.3-520, the person sending notice shall execute an affidavit certifying service of the notice by mail. The affidavit of service by mail must be attached to a copy of the notice of dishonor and must be substantially in the following form:

AFFIDAVIT OF SERVICE BY MAIL

I, . . . . ., hereby certify that on the . . . . . day of . . . . ., ((~~20. . . .~~)) (year) . . . . ., a copy of the foregoing Notice was served on . . . . . by mailing via the United States Postal Service, postage prepaid, at . . . . ., Washington.

Dated: . . . . .  
(Signature)

The person enforcing the check shall retain the affidavit with the check but shall file a copy of the affidavit with the clerk of the court in which an action on the check is commenced.

**Sec. 49.** RCW 62A.3-540 and 2009 c 185 s 1 are each amended to read as follows:

(1) If a check is assigned or written to a collection agency as defined in RCW 19.16.100 and the collection agency or its agent provides a notice of dishonor, the notice of dishonor may be sent by mail to the drawer at the drawer's last known address. The drawer is

1 presumed to have received the notice of dishonor three days from the  
2 date it is mailed. The collection agency may, as an alternative to  
3 providing a notice in the form described in RCW 62A.3-520, provide a  
4 notice in substantially the following form:

5 NOTICE OF DISHONOR OF CHECK

6 A check drawn by you and made payable by you to . . . . . in the  
7 amount of . . . . . has not been accepted for payment by . . . . . ,  
8 which is the drawee bank designated on your check. This check is dated  
9 . . . . . , and it is numbered, No. . . . . .

10 You are CAUTIONED that unless you pay the amount of this check and  
11 a handling fee of . . . . . within thirty-three days after the date  
12 this letter is postmarked or personally delivered, you may very well  
13 have to pay the following additional amounts:

- 14 (a) Costs of collecting the amount of the check in the lesser of  
15 the check amount or forty dollars;
- 16 (b) Interest on the amount of the check which shall accrue at the  
17 rate of twelve percent per annum from the date of dishonor; and
- 18 (c) Three hundred dollars or three times the face amount of the  
19 check, whichever is less, plus court costs and attorneys' fees, by  
20 award of the court in the event of legal action. Note that this  
21 caution regarding increased amounts in any possible legal action is  
22 advisory only and should not be construed as a representation or  
23 implication that legal action is contemplated or intended.

24 You are also CAUTIONED that law enforcement agencies may be  
25 provided with a copy of this notice of dishonor and the check drawn by  
26 you for the possibility of proceeding with criminal charges if you do  
27 not pay the amount of this check within thirty-three days after the  
28 date this letter is postmarked.

29 You are advised to make your payment of \$. . . . . to . . . . .  
30 at the following address: . . . . .

31 (2) The cautionary statement regarding law enforcement in  
32 subsection (1) of this section need not be included in a notice of  
33 dishonor sent by a collection agency. However, if included and whether  
34 or not the collection agency regularly refers dishonored checks to law  
35 enforcement, the cautionary statement in subsection (1) of this section  
36 shall not be construed as a threat to take any action not intended to  
37 be taken or that cannot legally be taken; nor shall it be construed to  
38 be harassing, oppressive, or abusive conduct; nor shall it be construed

1 to be a false, deceptive, or misleading representation; nor shall it be  
2 construed to be unfair or unconscionable; nor shall it otherwise be  
3 construed to violate any law.

4 (3) In addition to sending a notice of dishonor to the drawer of  
5 the check under this section, the person sending notice shall execute  
6 an affidavit certifying service of the notice by mail. The affidavit  
7 of service by mail must be substantially in the following form:

8 AFFIDAVIT OF SERVICE BY MAIL

9 I, . . . . ., hereby certify that on the . . . . . day of  
10 . . . . ., (~~20. . . . .~~) (year) . . . . ., a copy of the foregoing Notice  
11 was served on . . . . . by mailing via the United States Postal  
12 Service, postage prepaid, at . . . . ., Washington.

13 Dated: . . . . .  
14 (Signature)

15 (4) The person enforcing a check under this section shall file the  
16 affidavit and check, or a true copy thereof, with the clerk of the  
17 court in which an action on the check is commenced as permitted by  
18 court rule or practice.

19 **Sec. 50.** RCW 64.04.030 and 2012 c 117 s 186 are each amended to  
20 read as follows:

21 Warranty deeds for the conveyance of land may be substantially in  
22 the following form, without express covenants:

23 The grantor (here insert the name or names and place or residence)  
24 for and in consideration of (here insert consideration) in hand paid,  
25 conveys and warrants to (here insert the grantee's name or names) the  
26 following described real estate (here insert description), situated in  
27 the county of . . . . ., state of Washington. Dated this . . . . day  
28 of . . . . ., (~~19. . . . .~~) (year) . . . . .

29 Every deed in substance in the above form, when otherwise duly  
30 executed, shall be deemed and held a conveyance in fee simple to the  
31 grantee, his or her heirs and assigns, with covenants on the part of  
32 the grantor: (1) That at the time of the making and delivery of such  
33 deed he or she was lawfully seized of an indefeasible estate in fee  
34 simple, in and to the premises therein described, and had good right  
35 and full power to convey the same; (2) that the same were then free  
36 from all encumbrances; and (3) that he or she warrants to the grantee,



1 his or her heirs and assigns, the quiet and peaceable possession of  
2 such premises, and will defend the title thereto against all persons  
3 who may lawfully claim the same, and such covenants shall be obligatory  
4 upon any grantor, his or her heirs and personal representatives, as  
5 fully and with like effect as if written at full length in such deed.

6 **Sec. 51.** RCW 64.04.040 and 2012 c 117 s 187 are each amended to  
7 read as follows:

8 Bargain and sale deeds for the conveyance of land may be  
9 substantially in the following form, without express covenants:

10 The grantor (here insert name or names and place of residence), for  
11 and in consideration of (here insert consideration) in hand paid,  
12 bargains, sells, and conveys to (here insert the grantee's name or  
13 names) the following described real estate (here insert description)  
14 situated in the county of . . . . ., state of Washington. Dated this  
15 . . . . day of . . . . ., (~~19. . . .~~) (year) . . . . .

16 Every deed in substance in the above form when otherwise duly executed,  
17 shall convey to the grantee, his or her heirs or assigns an estate of  
18 inheritance in fee simple, and shall be adjudged an express covenant to  
19 the grantee, his or her heirs or assigns, to wit: That the grantor was  
20 seized of an indefeasible estate in fee simple, free from encumbrances,  
21 done or suffered from the grantor, except the rents and services that  
22 may be reserved, and also for quiet enjoyment against the grantor, his  
23 or her heirs and assigns, unless limited by express words contained in  
24 such deed; and the grantee, his or her heirs, executors,  
25 administrators, and assigns may recover in any action for breaches as  
26 if such covenants were expressly inserted.

27 **Sec. 52.** RCW 64.04.050 and 2012 c 117 s 188 are each amended to  
28 read as follows:

29 Quitclaim deeds may be in substance in the following form:

30 The grantor (here insert the name or names and place of residence),  
31 for and in consideration of (here insert consideration) conveys and  
32 quitclaims to (here insert grantee's name or names) all interest in the  
33 following described real estate (here insert description), situated in  
34 the county of . . . . ., state of Washington. Dated this . . . . day  
35 of . . . . ., (~~19. . . .~~) (year) . . . . .

1 Every deed in substance in the above form, when otherwise duly  
2 executed, shall be deemed and held a good and sufficient conveyance,  
3 release and quitclaim to the grantee, his or her heirs and assigns in  
4 fee of all the then existing legal and equitable rights of the grantor  
5 in the premises therein described, but shall not extend to the after  
6 acquired title unless words are added expressing such intention.

7 **Sec. 53.** RCW 64.08.060 and 1988 c 69 s 2 are each amended to read  
8 as follows:

9 A certificate of acknowledgment for an individual, substantially in  
10 the following form or, after December 31, 1985, substantially in the  
11 form set forth in RCW 42.44.100(1), shall be sufficient for the  
12 purposes of this chapter and for any acknowledgment required to be  
13 taken in accordance with this chapter:

14

15 State of ..... }  
16 } ss.  
17 County of .....

18 On this day personally appeared before me (here insert the name of  
19 grantor or grantors) to me known to be the individual, or individuals  
20 described in and who executed the within and foregoing instrument, and  
21 acknowledged that he (she or they) signed the same as his (her or  
22 their) free and voluntary act and deed, for the uses and purposes  
23 therein mentioned. Given under my hand and official seal this . . . .  
24 day of . . . . ., (~~19. . . .~~) (year) . . . . (Signature of officer  
25 and official seal)

26 If acknowledgment is taken before a notary public of this state the  
27 signature shall be followed by substantially the following: Notary  
28 Public in and for the state of Washington, residing at  
29 . . . . ., (giving place of residence).

30 **Sec. 54.** RCW 64.08.070 and 2012 c 117 s 191 are each amended to  
31 read as follows:

32 A certificate of acknowledgment for a corporation, substantially in  
33 the following form or, after December 31, 1985, substantially in the

1 form set forth in RCW 42.44.100(2), shall be sufficient for the  
2 purposes of this chapter and for any acknowledgment required to be  
3 taken in accordance with this chapter:

4

5 State of ..... }  
6 } ss.  
7 County of .....

8 On this . . . . day of . . . . ., (~~19. . . .~~) (year) . . . . ,  
9 before me personally appeared . . . . ., to me known to be the  
10 (president, vice president, secretary, treasurer, or other authorized  
11 officer or agent, as the case may be) of the corporation that executed  
12 the within and foregoing instrument, and acknowledged said instrument  
13 to be the free and voluntary act and deed of said corporation, for the  
14 uses and purposes therein mentioned, and on oath stated that he or she  
15 was authorized to execute said instrument and that the seal affixed is  
16 the corporate seal of said corporation.

17 In Witness Whereof I have hereunto set my hand and affixed my  
18 official seal the day and year first above written. (Signature and  
19 title of officer with place of residence of notary public.)

20 **Sec. 55.** RCW 65.12.035 and 2009 c 521 s 145 are each amended to  
21 read as follows:

22 The form of application may, with appropriate changes, be  
23 substantially as follows:

24 FORM OF APPLICATION FOR  
25 INITIAL REGISTRATION OF TITLE TO LAND

26 State of Washington }  
27 } ss.  
28 County of ....., }

29 In the superior court of the state of Washington in and for  
30 ..... county.

31 In the matter of the }  
32 application of ..... }  
33 to register the title } PETITION

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to the land hereinafter  
described

To the Honorable . . . . ., judge of said court: I hereby  
make application to have registered the title to the land  
hereinafter described, and do solemnly swear that the  
answers to the questions herewith, and the statements herein  
contained, are true to the best of my knowledge,  
information and belief.

First. Name of applicant, . . . . ., age, . . . . years.  
Residence, . . . . . (number and street, if any).

Married to or in a state registered domestic partnership with  
. . . . . (name of husband , wife, or state registered  
domestic partner).

Second. Applications made by . . . . ., acting as  
. . . . . (owner, agent or attorney). Residence,  
. . . . . (number, street).

Third. Description of real estate is as follows:  
.....  
.....  
.....  
.....

estate or interest therein is . . . . . and . . . . . subject to  
homestead.

Fourth. The land is . . . . . occupied by . . . . .  
(names of occupants), whose address is . . . . .  
(number street and town or city). The estate, interest or  
claim of occupant is . . . . .

Fifth. Liens and incumbrances on the land . . . . .  
Name of holder or owner thereof is . . . . . Whose post  
office address is . . . . . Amount of claim, \$ . . . .  
Recorded, Book . . . . , page . . . . , of the records of said  
county.

Sixth. Other persons, firm or corporation having or  
claiming any estate, interest or claim in law or equity, in  
possession, remainder, reversion or expectancy in said land  
are . . . . . whose addresses are . . . . . respectively.  
Character of estate, interest or claim is . . . . .

1 Seventh. Other facts connected with said land and  
2 appropriate to be considered in this registration proceeding  
3 are . . . . .

4 Eighth. Therefore, the applicant prays this honorable  
5 court to find or declare the title or interest of the applicant  
6 in said land and decree the same, and order the registrar of  
7 titles to register the same and to grant such other and further  
8 relief as may be proper in the premises.

9 .....

10 (Applicant's signature)

11 By . . . . ., agent, attorney, administrator or guardian.

12 Subscribed and sworn to before me this . . . . day of  
13 ....., (~~A.D. 19---~~) (year) . . . .

14 .....

15 Notary Public in and for the state

16 of Washington, residing at . . . . .

17 **Sec. 56.** RCW 65.12.125 and 1907 c 250 s 206 are each amended to  
18 read as follows:

19 The summons provided for in RCW 65.12.135 shall be in substance in  
20 the form following, to wit:

21 SUMMONS ON APPLICATION FOR  
22 REGISTRATION OF LAND

23 State of Washington, }  
24 } ss.  
25 County of . . . . ., }

26 In the superior court of the state of Washington in and  
27 for the county of . . . . . (name of applicant), plaintiff,  
28 . . . . ., versus . . . . . (names of all defendants), and all  
29 other persons or parties unknown, claiming any right, title,  
30 estate, lien or interest in the real estate, described in the  
31 application herein . . . . . defendants.

32 The state of Washington to the above-named  
33 defendants, greeting:

1 You are hereby summoned and required to answer the  
2 application of the applicant plaintiff in the above entitled  
3 application for registration of the following land situate in  
4 . . . . . county, Washington, to wit: (description of land),  
5 and to file your answer to the said application in the office  
6 of the clerk of said court, in said county, within twenty days  
7 after the service of this summons upon you, exclusive of the  
8 day of such service; and if you fail to answer the said  
9 application within the time aforesaid, the applicant plaintiff  
10 in this action will apply to the court for the relief demanded  
11 in the application herein.

12 Witness, . . . . . , clerk of said court and the seal  
13 thereof, at . . . . . , in said county and state, this . . . . day of  
14 . . . . . , ((A.D. 19.)) (year). . . .  
15 (Seal.) . . . . . Clerk.

16 **Sec. 57.** RCW 65.12.230 and 1917 c 62 s 3 are each amended to read  
17 as follows:

18 The owner or owners of registered lands, desiring to withdraw the  
19 same from registration, shall make and file with the registrar of  
20 titles in the county in which said lands are situated, an application  
21 in substantially the following form:

22  
23 To the registrar of titles in the county of . . . . . , state  
24 of Washington:

25 I, (or we), . . . . . , the undersigned registered owner  
26 . . . in fee simple of the following described real property  
27 situated in the county of . . . . . , state of Washington, to  
28 wit: (here insert the description of the property), hereby  
29 make application to have the title to said real property  
30 withdrawn from registration.

31 Witness my (or our) hand . . . and seal . . . this . . . day  
32 of . . . . . , ((19.)) (year). . . .

33 . . . . .  
34 Applicant's signature.

1 Said application shall be acknowledged in the same manner as is  
2 required for the acknowledgment of deeds.

3 **Sec. 58.** RCW 65.12.235 and 2012 c 117 s 227 are each amended to  
4 read as follows:

5 Upon the filing of such application and the payment of a fee of  
6 five dollars, the registrar of titles, if it shall appear that the  
7 application is signed and acknowledged by all the registered owners of  
8 said land, shall issue to the applicant a certificate in substantially  
9 the following form:

This is to certify, That . . . . . the owner (or owners) in  
fee simple of the following described lands situated in the  
county of . . . . ., state of Washington, the title to which has  
been heretofore registered under the laws of the state of  
Washington, to wit: (here insert description of the  
property), having heretofore filed his or her (or their)  
application for the withdrawal of the title to said lands from  
the registry system; NOW, THEREFORE, The title to said  
above described lands has been withdrawn from the effect  
and operation of the title registry system of the state of  
Washington and the owner (or owners) of said lands is (or  
are) by law authorized to contract concerning, convey,  
encumber, or otherwise deal with the title to said lands in  
the same manner and to the same extent as though said title  
had never been registered.

Witness my hand and seal this . . . . day of . . . . .,  
(~~19--~~)(year)....

.....  
Registrar of Titles for  
.....county.

30 **Sec. 59.** RCW 65.12.255 and 2012 c 117 s 229 are each amended to  
31 read as follows:

32 The certificate of registration shall contain the name of the  
33 owner, a description of the land and of the estate of the owner, and  
34 shall by memorial or notation contain a description of all  
35 incumbrances, liens, and interests to which the estate of the owner is

1 subject; it shall state the residence of the owner and, if a minor,  
2 give his or her age; if under disability, it shall state the nature of  
3 the disability; it shall state whether married or not, and, if married,  
4 the name of the husband or wife; in case of a trust, condition or  
5 limitation, it shall state the trust, condition, or limitation, as the  
6 case may be; and shall contain and conform in respect to all statements  
7 to the certified copy of the decree of registration filed with the  
8 registrar of titles as hereinbefore provided; and shall be in form  
9 substantially as follows:

10 FIRST CERTIFICATE OF TITLE

11 Pursuant to order of the superior court of the state of  
12 Washington, in and for . . . . . county.

13 State of Washington, }  
14 } ss.  
15 County of . . . . . , }

16 This is to certify that A. . . . . B. . . . . of . . . . .,  
17 county of . . . . ., state of . . . . ., is now the owner of an  
18 estate (describe the estate) of, and in (describe the land),  
19 subject to the incumbrances, liens and interests noted by the  
20 memorial underwritten or indorsed thereon, subject to the  
21 exceptions and qualifications mentioned in the thirtieth  
22 section of "An Act relating to the registration and  
23 confirmation of titles to land," in the session laws of  
24 Washington for the year 1907 [RCW 65.12.195]. (Here  
25 note all statements provided herein to appear upon the  
26 certificate.)

27 In witness whereof, I have hereunto set my hand and  
28 affixed the official seal of my office this . . . . day of  
29 . . . . ., ((A.D. 19.)) (year) . . . .

30 (Seal)  
31 . . . . . ,  
32 Registrar of Titles.

33 **Sec. 60.** RCW 65.12.270 and 1907 c 250 s 38 are each amended to  
34 read as follows:

35 All certificates subsequent to the first shall be in like form,  
36 except that they shall be entitled: "Transfer from No. . . . .", (the



1 number of the next previous certificate relating to the same land), and  
2 shall also contain the words "Originally registered on the . . . . day  
3 of . . . . ., (~~19. . . .~~) (year) . . . ., and entered in the book  
4 . . . . . at page . . . . of register."

5 **Sec. 61.** RCW 67.38.030 and 1982 1st ex.s. c 22 s 3 are each  
6 amended to read as follows:

7 (1) The process to create a cultural arts, stadium and convention  
8 district may be initiated by:

9 (a) The adoption of a resolution by the county legislative  
10 authority calling for a public hearing on the proposed creation of such  
11 a district and delineating proposed boundaries of the district; or

12 (b) The governing bodies of two or more cities located within the  
13 same county adopting resolutions calling for a public hearing on the  
14 proposed creation of such a district and delineating proposed  
15 boundaries of such a district: PROVIDED, That this method may not be  
16 used more frequently than once in any twelve month period in the same  
17 county; or

18 (c) The filing of a petition with the county legislative authority,  
19 calling for a public hearing on the proposed creation of such a  
20 district and delineating proposed boundaries of the district, that is  
21 signed by at least ten percent of the registered voters residing in the  
22 proposed district at the last general election. Such signatures will  
23 be certified by the county auditor or the county elections department.

24 (2) Within sixty days of the adoption of such resolutions, or  
25 presentation of such a petition, the county legislative authority shall  
26 hold a public hearing on the proposed creation of such a district.  
27 Notice of the hearing shall be published at least once a week for three  
28 consecutive weeks in one or more newspapers of general circulation  
29 within the proposed boundaries of the district. The notice shall  
30 include a general description and map of the proposed boundaries.  
31 Additional notice shall also be mailed to the governing body of each  
32 city and municipality located all or partially within the proposed  
33 district. At such hearing, or any continuation thereof, any interested  
34 party may appear and be heard on the formation of the proposed  
35 district.

36 The county legislative authority shall delete the area included  
37 within the boundaries of a city from the proposed district if prior to

1 the public hearing the city submits to the county legislative authority  
2 a copy of an adopted resolution requesting its deletion from the  
3 proposed district. The county legislative authority may delete any  
4 other areas from the proposed boundaries. Additional territory may be  
5 included within the proposed boundaries, but only if such inclusion is  
6 subject to a subsequent hearing, with notice provided in the same  
7 manner as for the original hearing.

8 (3) A proposition to create a cultural arts, stadium and convention  
9 district shall be submitted to the voters of the proposed district  
10 within two years of the adoption of a resolution providing for such  
11 submittal by the county legislative authority at the conclusion of such  
12 hearings. The resolution shall establish the boundaries of the  
13 district and include a finding that the creation of the district is in  
14 the public interest and that the area included within the district can  
15 reasonably be expected to benefit from its creation. No portion of a  
16 city may be included in such a district unless the entire city is  
17 included. The boundaries of such a district shall follow school  
18 district or community college boundaries in as far as practicable.

19 (4) The proposition to create a cultural arts, stadium and  
20 convention district shall be submitted to the voters of the proposed  
21 district at the next general election held sixty or more days after the  
22 adoption of the resolution. The district shall be created upon  
23 approval of the proposition by simple majority vote. The ballot  
24 proposition submitted to the voters shall be in substantially the  
25 following form:

26 FORMATION OF CULTURAL ARTS,  
27 STADIUM AND CONVENTION  
28 DISTRICT . . . . .

29 Shall a cultural arts, stadium and convention district be established  
30 for the area described in a resolution of the legislative authority of  
31 . . . . . county, adopted on the . . . . day of . . . . . ,  
32 ((19. . . .)) (year) . . . . ?

33 Yes . . . . .  
34 No . . . . .

35 **Sec. 62.** RCW 84.40.320 and 1988 c 222 s 18 are each amended to  
36 read as follows:

1 The assessor shall add up and note the amount of each column in the  
2 detail and assessment lists in such manner as prescribed or approved by  
3 the state department of revenue, as will provide a convenient and  
4 permanent record of assessment. The assessor shall also make, under  
5 proper headings, a certification of the assessment rolls and on the  
6 15th day of July shall file the same with the clerk of the county board  
7 of equalization for the purpose of equalization by the said board.  
8 Such certificate shall be verified by an affidavit, substantially in  
9 the following form:

10 State of Washington, . . . . . County, ss.  
11 I, . . . . ., Assessor . . . . ., do solemnly swear that the  
12 assessment rolls and this certificate contain a correct and full list  
13 of all the real and personal property subject to taxation in this  
14 county for the assessment year (~~(19. . . .)~~) (year) . . . ., so far as I  
15 have been able to ascertain the same; and that the assessed value set  
16 down in the proper column, opposite the several kinds and descriptions  
17 of property, is in each case, except as otherwise provided by law, one  
18 hundred percent of the true and fair value of such property, to the  
19 best of my knowledge and belief, and that the assessment rolls and this  
20 certificate are correct, as I verily believe.

21 . . . . ., Assessor.  
22 Subscribed and sworn to before me this . . . . day of . . . . .,  
23 (~~(19. . . .)~~) (year) . . . .  
24 (L. S.) . . . . ., Auditor of . . . . . county.

25 PROVIDED, That the failure of the assessor to complete the certificate  
26 shall in nowise invalidate the assessment. After the same has been  
27 duly equalized by the county board of equalization, the same shall be  
28 delivered to the county assessor.

29 **Sec. 63.** RCW 84.52.080 and 2010 c 106 s 314 are each amended to  
30 read as follows:

31 (1) The county assessor must extend the taxes upon the tax rolls in  
32 the form prescribed in this section. The rate percent necessary to  
33 raise the amounts of taxes levied for state and county purposes, and  
34 for purposes of taxing districts coextensive with the county, must be  
35 computed upon the assessed value of the property of the county. The  
36 rate percent necessary to raise the amount of taxes levied for any

1 taxing district within the county must be computed upon the assessed  
2 value of the property of the district. All taxes assessed against any  
3 property must be added together and extended on the rolls in a column  
4 headed consolidated or total tax. In extending any tax, whenever the  
5 tax amounts to a fractional part of a cent greater than one-half of a  
6 cent it must be rounded up to one cent, and whenever it amounts to one-  
7 half of a cent or less it must be dropped. The amount of all taxes  
8 must be entered in the proper columns, as shown by entering the rate  
9 percent necessary to raise the consolidated or total tax and the total  
10 tax assessed against the property.

11 (2) For the purpose of computing the rate necessary to raise the  
12 amount of any excess levy in a taxing district entitled to a  
13 distribution under RCW 84.33.081, other than the state, the county  
14 assessor must add the district's timber assessed value, as defined in  
15 RCW 84.33.035, to the assessed value of the property. However, for  
16 school districts maintenance and operations levies, only one-half of  
17 the district's timber assessed value or eighty percent of the timber  
18 roll of the district in calendar year 1983 as determined under chapter  
19 84.33 RCW, whichever is greater, must be added to the assessed value of  
20 the property.

21 (3) Upon the completion of such tax extension, it is the duty of  
22 the county assessor to make in each assessment book, tax roll or list  
23 a certificate in the following form:

24 I,....., assessor of..... county, state of  
25 Washington, do hereby certify that the foregoing is a  
26 correct list of taxes levied on the real and personal property  
27 in the county of..... for the year ((two thousand  
28 .....)) (year)....  
29 Witness my hand this .... day of ....., ((20--))  
30 (year)....  
31 ....., County Assessor

32 (4) The county assessor must deliver the tax rolls to the county  
33 treasurer, on or before the fifteenth day of January, taking a receipt  
34 from the treasurer. At the same time, the county assessor must provide  
35 the county auditor with an abstract of the tax rolls showing the total  
36 amount of taxes collectible in each of the taxing districts.

1        **Sec. 64.** RCW 85.28.060 and 1899 c 125 s 6 are each amended to read  
2 as follows:

3        Upon the filing of the report of the viewers aforesaid, a summons  
4 shall be issued in the same manner as summons are issued in civil  
5 actions, and served upon each person owning or interested in any lands  
6 over which the proposed ditch or drain will pass. Said summons must  
7 inform the person to whom it is directed of the appointment and report  
8 of the viewers; a description of the land over which said ditch will  
9 pass of which such person is the owner, or in which he or she has an  
10 interest; the width and depth of said proposed ditch, and the distance  
11 which it traverses said land, also an accurate description of the  
12 course thereof. It must also show the amount of damages to said land  
13 as estimated by said viewers; and that unless the person so summoned  
14 appears and files objections to the report of the viewers, within  
15 twenty days after the service of said summons upon him or her,  
16 exclusive of the day of service, the same will be approved by the  
17 court, which summons may be in the following form:

18 In the Superior Court of the State of Washington, for . . . . .  
19 County.

20        In the matter of the application of . . . . . for a private  
21 ditch.

22        The state of Washington to . . . . .

23        Whereas, on the . . . . day of . . . . . ((~~19. . . .~~))  
24 (year) . . . . . filed his or her petition in the above entitled court  
25 praying that a private ditch or drain be established across the  
26 following described lands, to wit: . . . . .

27 . . . . .  
28 for the purpose of draining certain lands belonging to said  
29 . . . . ., and whereas, on the . . . . day of . . . . .,  
30 ((~~19. . . .~~)) (year) . . . . ., Messrs. . . . . and . . . . . with  
31 . . . . . county surveyor of . . . . . county, were appointed to  
32 view said premises in the manner provided by law, and said viewers  
33 having, on the . . . . day of . . . . ., ((~~19. . . .~~)) (year) . . . . .,  
34 filed their report in this court, finding in favor of said ditch and  
35 locating the same upon the following course: . . . . . for  
36 a distance of . . . . . upon said land, and of a width of . . . .  
37 feet and a depth of . . . . feet; and they further find that said land  
38 will be damaged by the establishing and construction of said ditch in

1 the sum of \$. . . .: Now therefore, you are hereby summoned to appear  
2 within twenty days after the service of this summons, exclusive of the  
3 day of service, and file your objections to said petition and the  
4 report of said viewers, with this court; and in case of your failure so  
5 to do, said report will be approved and said petition granted.

6 .....  
7 Plaintiff's Attorney.  
8 P.O. Address .....

9 **Sec. 65.** RCW 88.32.070 and 1985 c 469 s 95 are each amended to  
10 read as follows:

11 After the return of the assessment roll to the county legislative  
12 authority it shall make an order setting a day for the hearing upon any  
13 objections to the assessment roll by any parties affected thereby who  
14 shall be heard by the county legislative authority as a board of  
15 equalization, which date shall be at least twenty days after the filing  
16 of such roll. It shall be the duty of the county legislative authority  
17 to give, or cause to be given, notice of such assessment, and of the  
18 day fixed for the hearing, as follows:

19 (1) They shall send or cause to be sent, by mail, to each owner of  
20 premises assessed, whose name and place of residence is known to them,  
21 a notice, substantially in this form, to wit:

22 " . . . . .  
23 "Your property (here describe the property) is assessed  
24 \$. . . . . for river and harbor improvement to be made in this  
25 county.

26 "Hearing on the assessment roll will be had before the undersigned,  
27 at the office of the county commissioners, on the . . . . day of  
28 . . . . . ((19. . . .)) (year) . . . .

29 .....  
30 .....  
31 .....  
32 "Board of county commissioners."

33 But failure to send, or cause to be sent, such notice, shall not be  
34 fatal to the proceedings herein prescribed.

1 (2) They shall cause at least ten days' notice of the hearing to be  
2 given by posting notice in at least ten public places in the county,  
3 three of which shall be in the neighborhood of the proposed  
4 improvement, and by publishing the same at least once a week for two  
5 consecutive weeks in the official newspaper of the county which notice  
6 shall be signed by the county legislative authority, and shall state  
7 the day and place of the hearing of objections to the assessment roll,  
8 and the nature of the improvement, and that all interested parties will  
9 be heard as to any objections to said assessment roll.

10 **Sec. 66.** RCW 88.32.140 and 1983 c 167 s 245 are each amended to  
11 read as follows:

12 (1) In all cases, the county, as the agent of the local improvement  
13 district, shall, by resolution of its county legislative authority,  
14 cause to be issued in the name of the county, the bonds for such local  
15 improvement district for the whole estimated cost of such improvement,  
16 less such amounts as shall have been paid within the thirty days  
17 provided for redemption, as hereinabove specified. Such bonds shall be  
18 called "Local Improvement Bonds, District No. . . . ., County of  
19 . . . . ., State of Washington", and shall be payable not more than  
20 ten years after date, and shall be subject to annual call by the county  
21 treasurer, in such manner and amounts as he or she may have cash on  
22 hand to pay the same in the respective local improvement fund from  
23 which such bonds are payable, interest to be paid at the office of the  
24 county treasurer. Such bonds shall be issued and delivered to the  
25 contractor for the work from month to month in such amounts as the  
26 engineer of the government, in charge of the improvement, shall certify  
27 to be due on account of work performed, or, if said county legislative  
28 authority resolves so to do, such bonds may be offered for sale after  
29 thirty days public notice thereof given, to be delivered to the highest  
30 bidder therefor, but in no case shall such bonds be sold for less than  
31 par, the proceeds to be applied in payment for such improvement:  
32 PROVIDED, That unless the contractor for the work shall agree to take  
33 such bonds in payment for his or her work at par, such work shall not  
34 be begun until the bonds shall have been sold and the proceeds shall  
35 have been paid into a fund to be called "Local Improvement Fund No.  
36 . . . . ., County of . . . . .", and the owner or owners of such bonds

1 shall look only to such fund for the payment of either the principal or  
2 interest of such bonds.

3 Such bonds shall be issued in denominations of one hundred dollars  
4 each, and shall be substantially in the following form:

5 "Local Improvement Bond, District Number . . . . of the County of  
6 . . . . ., State of Washington.

7 No. .... N.B. .... \$.....

8 This bond is not a general debt of the county of . . . . . and  
9 has not been authorized by the voters of said county as a part of its  
10 general indebtedness. It is issued in pursuance of an act of the  
11 legislature of the state of Washington, passed the . . . . day of  
12 . . . . . A.D. 1907, and is a charge against the fund herein  
13 specified and its issuance and sale is authorized by the resolution of  
14 the county legislative authority, passed on the . . . . day of  
15 . . . . . A.D. 1907. The county of . . . . ., a municipal  
16 corporation of the state of Washington, hereby promises to pay to  
17 . . . . ., or bearer, one hundred dollars, lawful money of the United  
18 States of America, out of the fund established by resolution of the  
19 county legislative authority on the . . . . day of . . . . ., A.D.  
20 19. . . ., and known as local improvement fund district number . . . . of  
21 . . . . . county, and not otherwise.

22 "This bond is payable ten years after date, and is subject to  
23 annual call by the county treasurer at the expiration of any year  
24 before maturity in such manner and amounts as he or she may have cash  
25 on hand to pay the same in the said fund from which the same is  
26 payable, and shall bear interest at the rate of . . . . percent per  
27 annum, payable semiannually; both principal and interest payable at the  
28 office of the county treasurer. The county legislative authority of  
29 said county, as the agent of said local improvement district No.  
30 . . . ., established by resolution No. . . . ., has caused this bond to  
31 be issued in the name of said county, as the bond of said local  
32 improvement district, the proceeds thereof to be applied in part  
33 payment of so much of the cost of the improvement of the rivers, lakes,  
34 canals or harbors of . . . . . county, under resolution No. . . . .,  
35 as is to be borne by the owners of property in said local improvement  
36 district, and the said local improvement fund, district No. . . . . of



1 . . . . . county, has been established by resolution for said  
2 purpose; and the owner or owners of this bond shall look only to said  
3 fund for the payment of either the principal or interest of this bond.

4 "The call for the payment of this bond or any bond, issued on  
5 account of said improvement, may be made by the county treasurer by  
6 publishing the same in an official newspaper of the county for ten  
7 consecutive issues, beginning not more than twenty days before the  
8 expiration of any year from date hereof, and if such call be made,  
9 interest on this bond shall cease at the date named in such call.

10 "This bond is one of a series of . . . . . bonds, aggregating in  
11 all the principal sum of . . . . . dollars, issued for said local  
12 improvement district, all of which bonds are subject to the same terms  
13 and conditions as herein expressed.

14 "In witness whereof the said county of . . . . . has caused these  
15 presents to be signed by its ((~~chairman~~)) chair of its county  
16 legislative authority, and countersigned by its county auditor and  
17 sealed with its corporate seal, attested by its county clerk, this  
18 . . . . day of . . . . ., ((~~in the year of our Lord one thousand nine~~  
19 ~~hundred and . . . . .~~)) (year) . . . .

20 The County of .....  
21 By .....  
22 ((~~Chairman~~)) Chair County Legislative  
23 Authority.

24 Countersigned, . . . . . County Auditor.  
25 Attest, . . . . . Clerk."

26 The bonds may be in any form, including bearer bonds or registered  
27 bonds as provided in RCW 39.46.030.

28 (2) Notwithstanding subsection (1) of this section, such bonds may  
29 be issued and sold in accordance with chapter 39.46 RCW.

30 **Sec. 67.** RCW 91.08.380 and 1911 c 23 s 36 are each amended to read  
31 as follows:

32 The treasurer receiving such certified copy of the assessment roll  
33 and judgment shall immediately give notice thereof by publishing such  
34 notice at least once in the official newspaper or newspapers of such  
35 county, if such newspaper or newspapers there be; and if there be no

1 such official newspaper, then by publishing such notice in some  
2 newspaper of general circulation in the county. Such notice may be in  
3 substantially the following form:

4 "SPECIAL ASSESSMENT NOTICE.

5 Public notice is hereby given that the superior court of  
6 . . . . . county, State of Washington, has rendered judgment for a  
7 special assessment upon property benefited by the following improvement  
8 (here insert the character and location of the improvement in general  
9 terms) as will more fully appear from the certified copy of the  
10 assessment roll on file in my office, and that the undersigned is  
11 authorized to collect such assessments. All persons interested are  
12 hereby notified that they can pay the amounts assessed, or any part  
13 thereof, without interest, at my office (here insert location of  
14 office) within sixty days from the date hereof.

15 Dated this . . . . day of . . . . . ((~~A.D. 19. . . .~~))  
16 (year) . . . .

17 .....  
18 Treasurer of .....  
19 county, Washington."

--- END ---